



Tuesday
November 28, 1995

Part IV

**Department of
Commerce**

Semiannual Regulatory Agenda

DEPARTMENT OF COMMERCE (DOC)

DEPARTMENT OF COMMERCE

Office of the Secretary

13 CFR Ch. III

15 CFR Subtitle A; Subtitle B, Chs. II, III, VII, VIII, IX, XI

19 CFR Ch. III

37 CFR Chs. I, IV, and V

48 CFR Ch. 13

50 CFR Chs. II, III, IV, and VI

Semiannual Agenda of Regulations

AGENCY: Office of the Secretary, Commerce.

ACTION: October 1995 regulatory agenda.

SUMMARY: In compliance with Executive Order (E.O.) 12866 entitled "Regulatory Planning and Review" and the Regulatory Flexibility Act (Pub. L. 96-354), the Department of Commerce, in April and October of each year, publishes in the Federal Register an agenda of regulations under development or review over the next 12 months. Rulemaking actions are grouped according to prerulemaking, proposed rules, final rules, and rulemaking actions completed since the April 1995 agenda. The purpose of the agenda is to provide information to the public on regulations currently under review, being proposed, or issued by the Department. The agenda is intended to facilitate comments and views by interested members of the public.

The Department's October 1995 regulatory agenda includes regulatory activities that are expected to be conducted during the period October 1, 1995, through September 30, 1996.

FOR FURTHER INFORMATION CONTACT:

Specific: For additional information about specific regulatory actions listed in the agenda, contact the individual identified as the contact person.

General: Comments or inquiries of a general nature about the agenda should be directed to Michael A. Levitt, Assistant General Counsel for Legislation and Regulation, U.S. Department of Commerce, Washington, DC 20230; telephone: 202-482-0846.

SUPPLEMENTARY INFORMATION: E.O. 12866 requires agencies to publish an agenda of those regulations that are under consideration pursuant to this order. By memorandum of August 2, 1995, the Office of Management and Budget (OMB) issued guidelines and procedures for the preparation and publication of the October 1995 Regulatory Plan and Unified Agenda of Federal Regulations. The Regulatory Flexibility Act, 5 U.S.C. 602(a), requires agencies to publish, in April and October of each year, a regulatory flexibility agenda which contains a brief description of the subject area of any rule which is likely to have a significant economic impact on a substantial number of small entities.

Reinventing Government

As part of the President's Regulatory Reform Initiative, the President directed agencies to conduct a page-by-page review of all regulations and eliminate or revise those that are outdated or otherwise in need of reform. The October 1995 agenda contains information on the Department's review of its regulations and identifies whether or not a current rulemaking is part of the Regulatory Reform and Reinventing Government effort. A number of regulations will be eliminated. Other regulations will be revised to reduce burden or duplication or to streamline the requirements.

Department of Commerce Regulatory Plan

For this edition of the Department of Commerce's agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

Explanation of Information Contained in the Agenda

Within the Department, the Office of the Secretary and various operating units may issue regulations. Operating units, such as the Bureau of Export Administration, the International Trade Administration, the National Oceanic and Atmospheric Administration (NOAA), and the Patent and Trademark

Office, issue the greatest share of the Department's regulations.

A large number of regulatory actions reported in the agenda deal with fishery management programs of NOAA's National Marine Fisheries Service (NMFS). To avoid repetition of programs and definitions, as well as to provide some understanding of the technical and institutional elements of the NMFS programs, a section on "Explanation of Information Contained in NMFS Regulatory Entries" is provided below.

Explanation of Information Contained in NMFS Regulatory Entries

The Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) (Act) governs the management of fisheries within the Exclusive Economic Zone (EEZ). The EEZ refers to those waters from the outer edge of the State boundaries, generally 3 nautical miles, to a distance of 200 nautical miles. Fishery Management Plans (FMPs) are to be prepared for fisheries which require conservation and management measures. Regulations implementing these FMPs regulate domestic fishing and foreign fishing where permitted. Foreign fishing can be conducted in a fishery for which there is no FMP only if a preliminary fishery management plan has been issued to govern that foreign fishing. Under the Act, eight Regional Fishery Management Councils (Councils) prepare FMPs or amendments to FMPs for fisheries within their respective areas. In the development of such plans or amendments and their implementing regulations, the Councils are required by law to conduct public hearings on the draft plans and to consider the use of alternative means of regulating.

The Council process for developing FMPs and amendments makes it difficult for NMFS to determine the significance and timing of some regulatory actions under consideration by the Councils at the time the semiannual regulatory agenda is published.

The DOC October 1995 regulatory agenda follows.

Dated: September 13, 1995.

Ginger Lew,
General Counsel.

DOC

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
610	Standards of Ethical Conduct—Department of Commerce Supplemental Regulations	0690-AA23

Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
611	Contract Clauses and Solicitation Provisions for the Commerce Automated Solicitation System	0690-AA08

Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
612	Rescission of Certain Commerce Acquisition Regulations	0690-AA24

Bureau of Economic Analysis—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
613	Benchmark Survey of Selected Services Transactions With Unaffiliated Foreign Persons	0691-AA27

Bureau of Economic Analysis—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
614	Annual Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons	0691-AA26

Bureau of Economic Analysis—Completed Actions

Sequence Number	Title	Regulation Identifier Number
615	Short Form for Reporting Small Foreign Affiliates in the BE-11, Annual Survey of U.S. Direct Investment Abroad ...	0691-AA25

Economic Development Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
616	Simplification and Streamlining of Regulations of the Economic Development Administration (Reg Plan Seq. No. 12)	0610-AA47

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

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General Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
617	Uniform Administrative Requirement for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofits and Commercial Organizations	0605-AA09
618	Cost Principles for State, Local, and Indian Tribal Governments	0605-AA10

General Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
619	Nonprocurement Debarment and Suspension	0605-AA02

International Trade Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
620	Antidumping and Countervailing Duty Proceedings; Administrative Protective Order Procedures and Procedures for Imposing Sanctions for Violation of a Protective Order	0625-AA43
621	Antidumping Duties; Countervailing Duties (Reg Plan Seq. No. 13)	0625-AA45
622	Proposed Changes in Procedures for Insular Watch Program	0625-AA46

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Bureau of Export Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
623	Defense Priorities and Allocations System (DPAS)	0694-AA02
624	Implementation of Chemical Weapons Convention	0694-AB06

Bureau of Export Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
625	Revision of Foreign Boycott Provisions of Export Administration Regulations	0694-AA11
626	Transfer of Dual-Use Items From U.S. Munitions List to the Commerce Control List	0694-AA52
627	Exports to Iran; Revision of Foreign Policy Controls	0694-AA62
628	Simplification of the Export Administration Regulations (Reg Plan Seq. No. 14)	0694-AA67
629	Implementation of the Cuba Democracy Act	0694-AA77
630	Effect of Imported Articles on the National Security	0694-AB01
631	Exports of Sample Shipments in Mixtures Containing Precursors and Intermediate Chemicals; Revisions to Australia Group Members	0694-AB05
632	Foreign Policy Controls: Crime Control, Implements of Torture, and Arms Embargo Against Rwanda	0694-AB08
633	Transfer of Certain Remote Sensing Satellites From the U.S. Munitions List to the CCL	0694-AB09
634	Clarification of Enhanced Proliferation Control Initiative (EPCI) "Catch-All" Provision and Validated License Requirements	0694-AB10
635	Revision to the EAR; Supplement No. 2 to Part 778	0694-AB12
636	Revisions to the EAR: Establishment of a Standard Saving Clause	0694-AB15
637	Countries Eligible to Receive Supercomputers Under Special Licensing Procedures	0694-AB16
638	Revisions and Clarifications to Permissive Reexport and General License GLX	0694-AB17
639	Revisions to Licensing Policy for North Korea	0694-AB19
640	Editorial Clarification and Corrections to the Export Administration Regulations; Removal of ECCN 1C65	0694-AB23
641	Proliferation Entity List	0694-AB24
642	Administration of State Log Exports Ban	0694-AB25

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Bureau of Export Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
643	Revision to the EAR: ELAIN Accepts Classification Request	0694-AB26
644	Renumbering of Export Control Classification Numbers	0694-AB27
645	Libya: Expansion of Foreign Policy Controls	0694-AB28
646	Revision to the Commerce Control List: Items Controlled for Nuclear Nonproliferation Reasons	0694-AB29
647	Expansion of General License GLX	0694-AB30
648	Exports to Iran: Imposition of Sanctions	0694-AB31
649	Revision to General License GCG (Shipments to Agencies of Cooperating Governments)	0694-AB34
650	Changes to the Commerce Control List to Accord with the New Forum List	0694-AB35

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Bureau of Export Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
651	Equipment Related to the Production of Chemical Weapons and Warfare Agents, Microorganisms, and Toxins; Revisions to Australia Group Members	0694-AA69
652	Revisions to the Export Administration Regulations; Removal of Controls on Certain On-Highway Vehicles to Iran and Syria; Corrections and Clarifications	0694-AA72
653	International Import Certificates, General License G-Temp Australia and PRC IC/DV Revisions	0694-AB07
654	Federal Republic of Yugoslavia and UNITA in Angola	0694-AB11
655	Revision to the EAR; Removal of Poland From General License GNSG and Addition of Argentina and New Zealand to GNSG	0694-AB14
656	Establishment of a New General License G-BETA for Exports of Beta Test Software	0694-AB18
657	Revision to Regulations Pertaining to Exports of Samples and Mixtures Containing Precursor and Intermediate Chemicals	0694-AB20
658	Export to Terrorist-Supporting Countries; Parts, Components, and Materials Incorporated Abroad Into Foreign-Made Products	0694-AB22
659	Editorial Correction General Software Note; Commerce Control List Interpretations 24, 25, and 26	0694-AB33

National Institute of Standards & Technology—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
660	Fastener Quality	0693-AA90

National Oceanic and Atmospheric Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
661	Advanced Notice of Proposed Rulemaking; Consideration of a Control Date for South Atlantic and Gulf of Mexico King Mackerel	0648-AI12
662	Advance Notice of Proposed Rulemaking for the American Lobster Fishery Management Plan	0648-AI14
663	Seafood Inspections and Related Services	0648-AI45
664	Take of Marine Mammals by the U.S. Navy Incidental to Military Activities in the South Atlantic of the United States	0648-AG55

National Oceanic and Atmospheric Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
665	Scientific Research—Domestic and Foreign Fishing	0648-AC61

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
666	Fishery Management Plan for the Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands	0648-AD91
667	Secretarial Amendment to the FMP for Atlantic Swordfish	0648-AE09
668	Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands	0648-AE47
669	Amendment 21B to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands	0648-AE97
670	Amendment 5 to the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish	0648-AF01
671	Amendment 9 to the FMP for Atlantic Surf Clam and Ocean Quahog	0648-AF41
672	Regulatory Amendment Regarding Mesh Size in Trawls and Rock Sole Vessel Incentive Program Standards in Alaska Groundfish Fisheries	0648-AF57
673	Regulatory Amendment for Red Grouper in the Gulf of Mexico	0648-AF78
674	Amendment 1 to the FMP for the Scallop Fishery Off Alaska	0648-AF81
675	Fishery Management Plan for Atlantic Tunas	0648-AF86
676	Amendment 1 to the Fishery Management Plan for Atlantic Billfish	0648-AF88
677	Amendment 8 to the Pacific Coast Groundfish FMP To Implement Individual Quotas for the Fixed-Gear Sablefish Fishery (or Regulatory Amendment for Nontrawl Trip Limits)	0648-AF90
678	Amendment 8 to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic	0648-AG25
679	Amendment 1 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic	0648-AG26
680	Amendment 8 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic	0648-AG27
681	Amendments 8, 11, and 12 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AG29
682	Regulatory Amendment To Prohibit Use of Open Access and Limited Entry Gear on the Same Trip for the Pacific Coast Groundfish Fishery	0648-AG30
683	Regulatory Amendment Designating "Routine" Trip Limits in the Pacific Coast Groundfish Fishery	0648-AG31
684	Regulatory Amendment to Require Processing Vessels in the Pollock Fishery to Weigh Catch At Sea	0648-AG32
685	Amendment 33 to the FMP for the Groundfish Fishery of the BSAI and Amendment 37 to the FMP for Groundfish of the GOA	0648-AG41
686	General Provisions for Domestic Fisheries—Standard Definitions/ Guidelines for Council Operations/Administration: Oath, Voting, Compensation, Insurance, Unused Leave	0648-AG46
687	Regulatory Amendment To Change Recordkeeping and Reporting Requirements in Alaska Groundfish Fisheries ...	0648-AG54
688	New Dealer Reporting Form for Large Pelagics	0648-AG76
689	Regulatory Amendment To Impose Restrictions on Fishing Black Rockfish off Oregon	0648-AG81
690	Regulatory Amendment for Managing Pelagic Fisheries by U.S. Vessels Beyond EEZ Throughout Pacific	0648-AG85
691	Amendment 1 to the Fishery Management Plan for Atlantic Coast Red Drum	0648-AG86
692	Amendment 3 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands	0648-AG87
693	Amendment 1 to the Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands	0648-AG88
694	Regulatory Amendment To Adjust Red Snapper Management Measures in the Gulf of Mexico for 1996 Season	0648-AG89
695	Generic Fishery Management Plan Amendment for the Definition of Traps in the Gulf of Mexico	0648-AG90
696	Regulatory Amendment for Grid Sorting	0648-AG93
697	Regulatory Amendment for the Gulf of Alaska Seamount Fisheries	0648-AG94
698	Regulatory Amendment To Provide Clarification of Separate Qualification for Halibut and Sablefish Quota Shares .	0648-AG96
699	Regulatory Amendment Allowing Early Individual Fishing Quota Fishing in the Aleutian Islands Area	0648-AG97
700	Amendment 32 to the FMP for the Groundfish Fishery of the BSAI and Amendment 36 to the FMP for the Groundfish of the GOA	0648-AG99
701	Amendment 38 to the FMP for the Groundfish Fishery of the BSAI and Amendment 40 to the FMP for the Groundfish Fishery of the GOA	0648-AH00
702	Amendment 34 to the FMP for the Groundfish Fishery of the BSAI	0648-AH02
703	Amendment 26 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands and Amendment 29 to the FMP for the Groundfish Fishery of the Gulf of Alaska	0648-AH03
704	Fishery Management Plan for Scup North of Cape Hatteras	0648-AH05
705	Fishery Management Plan for Black Sea Bass North of Cape Hatteras	0648-AH06
706	Regulatory Amendment for Multiple "A" Pacific Groundfish Limited Entry Permits Per Vessel	0648-AH07
707	Regulatory Amendment To Facilitate Monitoring and Enforcement in the Pacific Coast Groundfish Fishery	0648-AH21
708	FMP Amendment 37 to the Groundfish Fishery of the BSAI	0648-AH28
709	Definition of "Safe Boarding Ladder" for Fisheries Regulations	0648-AH39
710	Amendment 6 to the Fishery Management Plan for American Lobster	0648-AH41
711	Enforcement of Permit Requirements and Other Provisions Governing the Northwestern Hawaiian Islands Bottomfish Fishery	0648-AH48

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
712	Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico	0648-AH52
713	Striped Bass Regulations for the Exclusive Economic Zone (EEZ)	0648-AH57
714	FMP Amendment for the Groundfish Fishery of the BSAI and the FMP Amendment for the Groundfish of the GOA	0648-AH61
715	Amendment 1 to the Fishery Management Plan for Atlantic Bluefish	0648-AH63
716	Amendment 39 to the FMP for Groundfish Fishery of BSAI, Amendment 41 to the FMP for Groundfish of the GOA and Amendment 5 to the FMP for Commercial King & Tanner Crab Fisheries of the BSAI	0648-AH65
717	FMP Amendment 36 for the Groundfish Fishery of the BSAI and FMP Amendment 39 for the Groundfish of the GOA	0648-AH67
718	FMP Amendment 38 for the Groundfish Fishery of the GOA	0648-AH68
719	Amendment 7 to the Fishery Management Plan for the Northeast Multispecies Fisheries	0648-AH70
720	Amendment 8 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP)	0648-AH72
721	Amendment 3 to the Fishery Management Plan for Corals and Coral Reefs of the Southern Atlantic States	0648-AH74
722	Regulatory Adjustments to the FMP for Sharks of the Atlantic Ocean	0648-AH77
723	Plan Amendment to FMP for Sharks of the Atlantic Ocean That Would Limit Entry	0648-AH78
724	Regulatory Amendment Regarding Exercise of Rights of Northwest Treaty Indian Tribes to Harvest Groundfish	0648-AH84
725	Fishery Management Plan for the Golden Crab Fishery off the South Atlantic Region	0648-AH86
726	Proposed Rule; Amendment 7 to the Summer Flounder Fishery Management Plan	0648-AH94
727	Notice of Changes in the Management Regimes for Atlantic and Gulf Groups of King and Spanish Mackerel for the 1996-97 Fishing Year	0648-AI13
728	Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic	0648-AI15
729	Withdrawal of Federal Fisheries Regulations	0648-AI16
730	Consolidation of General Fishery Regulations of the United States	0648-AI17
731	Consolidation of Fisheries Regulations of Alaska	0648-AI18
732	Consolidation of Fisheries Regulations of the Pacific Coast and Western Pacific	0648-AI19
733	Consolidation of Fisheries Regulations of the Southeastern United States, Puerto Rico, and the U.S. Virgin Islands	0648-AI20
734	Consolidation of Fisheries Regulations of the Northeastern United States	0648-AI21
735	Consolidation of International Fisheries Regulations	0648-AI22
736	1996 Total Allowable Catch of Atlantic Swordfish	0648-AI23
737	Amendment 10 To the FMP for Atlantic Surf Clam And Ocean Quahog	0648-AI27
738	Consolidation of Atlantic Highly Migratory Species Regulations	0648-AI28
739	1996 Atlantic Tuna Fisheries Quotas and Effort Controls	0648-AI29
740	Regulatory Amendment to Change the Non-trawl Sablefish Regular Season in the Pacific Coast Groundfish Fishery	0648-AI30
741	Regulatory Amendment Requiring Longline Vessel Operators to Carry Observers at No Cost to U.S. Government .	0648-AI31
742	Amendment 9 to the Western Pacific Crustacean Fishery Management Plan	0648-AI32
743	Regulatory Amendment to Change the Start of the Whiting Regular Season to May 15 North of 42 Degrees North Latitude	0648-AI34
744	Amendment 5 to the Atlantic Sea Scallop Fishery Management Plan	0648-AI36
745	Framework Adjustment to the Atlantic Sea Scallop Fishery Management Plan	0648-AI37
746	Regulatory Amendment to Adjust the Total Allowable Catch for Royal Red Shrimp in the Gulf of Mexico	0648-AI39
747	Amendment 1 to the North Pacific Fishery Research Plan	0648-AI40
748	General Provisions for Domestic Fisheries	0648-AE39
749	Prescription of Fishways Under Section 18 of the Federal Power Act	0648-AG53
750	Screening of Water Diversions To Protect Sacramento River Winter-Run Chinook Salmon	0648-AF80
751	Foreign Nations' Marine Mammal Program Amendments	0648-AG05
752	Designation of Critical Habitat for the Gulf of Maine Population of Harbor Porpoise	0648-AG06
753	Taking and Importing of Marine Mammals: Tuna Purse Seine Vessel Observer Expenses	0648-AG35
754	Taking and Importing of Marine Mammals; Taking of Marine Mammals Under the ATA Permit After February 28, 1994	0648-AG36
755	General Provisions; Endangered Fish or Wildlife; Threatened Fish and Wildlife; Sea Turtle Conservation Measures (Sec. 9 Protection)	0648-AG38
756	Designated Critical Habitat; Pacific Steelhead	0648-AG49
757	Designated Critical Habitat; Pacific Coho Salmon	0648-AG56
758	Designated Critical Habitat; Umpqua River Sea-Run Cutthroat Trout	0648-AG58
759	Proposed Rule To Authorize Lethal Takings of Marine Mammals by State Authorities	0648-AG79
760	Final Rule To Amend Marine Mammal Regulations to Authorize Incidental Takings of Marine Mammals by Harassment as Authorized by Public Law 103-238	0648-AG80
761	Proposed Designation of Critical Habitat for Puget Sound Salmon Stocks	0648-AH11

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
762	Proposed Rule to Provide Regulations for Permits for Capture, Transport, Import and Export of Protected Species for Public Display, and for Maintaining a Captive Marine Mammal Inventory	0648-AH26
763	Proposed Rule Governing the Issuance of Permits for Marine Mammal Photography	0648-AH31
764	Shrimp Vessel Registration Requirement	0648-AH87
765	Critical Habitat Designation for Green Sea Turtles in Culebra, Puerto Rico	0648-AH88
766	Identification of Special Sea Turtle Conservation Areas and Appropriate Conservation Measures	0648-AH89
767	Sea Turtle Conservation; Commercial Shrimp Vessel Permit	0648-AI25
768	Florida Keys National Marine Sanctuary (Reg Plan Seq. No. 15)	0648-AD85
769	Streamlining of National Marine Sanctuary Program Regulations	0648-AF23
770	Hawaiian Islands Humpback Whale National Marine Sanctuary	0648-AH91
771	Restricting or Prohibiting Attracting Sharks in the Monterey Bay National Marine Sanctuary	0648-AH92
772	Allowance of Small-Scale Non-Intrusive Jade Collecting in Monterey Bay National Marine Sanctuary	0648-AI06
773	Ocean Thermal Energy Conversion Licensing Program	0648-AI42
774	Coastal Zone Management Program Development and Approval Regulations	0648-AI43
775	Licensing of Private Remote-Sensing Space Systems	0648-AC64
776	Natural Resource Damage Assessment and Restoration Regulations (Reg Plan Seq. No. 16)	0648-AE13
777	National Weather Service Modernization Criteria for Authorization Certification	0648-AF72

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

National Oceanic and Atmospheric Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
778	Regulatory Amendment To Implement Permit, Reporting, and Recordkeeping and Observer Requirements for Processing Vessels Over 125 Feet and Their Catcher Vessels; Pacific Coast Groundfish	0648-AE01
779	Regulatory Amendment on Interactive Communications in the Groundfish Fisheries of the GOA and BSAI	0648-AE78
780	Financial Disclosure of Fishery Management Council Nominees, Members, and Executive Directors	0648-AG16
781	Combined Framework Adjustment—Adjustment 7 to the Northeast Multispecies FMP, Adjustment 3 to the Atlantic Sea Scallop FMP, and Adjustment 1 to the American Lobster FMP	0648-AH37
782	Interim Final Rule To Make Certain Changes in the Limited Access Appeals Procedure	0648-AH38
783	Notice of Changes in the Management Regimes for Atlantic and Gulf Groups of King and Spanish Mackerel for the 1995-96 Fishing Year	0648-AH53
784	Weakfish Regulation for the Exclusive Economic Zone (EEZ)	0648-AH58
785	Final Rule and Approval of Catch Sharing Plan	0648-AH64
786	Amendment 3 to the Fishery Management Plan for Corals and Coral Reefs of the Gulf of Mexico	0648-AH71
787	Summer Flounder Fishery: Dealer Reporting Requirements	0648-AH95
788	Interim Final Rule Allowing Retention of IFQ Species in Specified Areas Under 50 CFR 676.16(d)	0648-AI09
789	Annual Harvest Guideline for the Northwestern Hawaiian Islands Lobster Fishery	0648-AI33
790	Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries off the Coasts of Washington, Oregon, and California	0648-AI35
791	Fishermen's Protective Act	0648-AC73
792	Fishing Vessel Capital Construction Fund Procedures—Eligibility for Safety Improvements	0648-AF22
793	Fishing Vessel Obligation Guarantee Program	0648-AF48
794	Civil Procedure Regulations	0648-AF96
795	Performance Standards for Tuna Vessel Operators	0648-AD03
796	Final Rule for Regulations Generic to Permits Issued Under Section 104 of the MMPA, and for Regulations Specific to Permits Issued for Scientific Research and Enhancement Purposes	0648-AD11
797	Regulations Governing the Take of Dolphins Incidental to Removing Oil and Gas Platforms in the Gulf of Mexico ..	0648-AD25
798	Taking and Importing of Marine Mammals; Dolphin Mortality Limits During Purse Seine Sets on Marine Mammals in the Eastern Tropical Pacific	0648-AF07
799	Taking and Importing of Marine Mammals; "Dolphin-Safe" Tuna Labeling	0648-AF08
800	Proposed List of Fisheries as Authorized by Public Law 103-238	0648-AG77
801	Taking and Importing of Marine Mammals: Proposed Rule Prohibiting U.S. Citizens From Encircling Marine Mammals During Tuna Fishing Operations	0648-AH04
802	Final Rule To Establish Guidelines for Nonlethally Deterring Marine Mammals From Endangering Personal Safety or Damaging Public or Private Property	0648-AH19
803	General Authorization for Scientific Research Involving Level B Harassment	0648-AH20

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National Oceanic and Atmospheric Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
804	Final Rule Establishing Leatherback Turtle Conservation Zone	0648-AH30
805	Final Rule Establishing Leatherback Turtle Conservation Zone	0648-AH97

National Oceanic and Atmospheric Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
806	Fishery Management Plan for Tilefish	0648-AF87
807	American Lobster Fishery Management Plan	0648-AI26
808	Processed Fishery Products, Processed Products Thereof & Certain Other Processed Food Products: U.S. Standards for Grades of Frozen Fish Blocks & Products Made Therefrom, Etc	0648-AA46
809	U.S. General Standards for Grades of Shrimp	0648-AA47
810	U.S. General Standards for Grades of Finfish Products	0648-AD53
811	U.S. Standards for Grades of Frozen Fish Portions	0648-AD92
812	Certificate of Legal Origin for Anadromous Fish Products	0648-AD93
813	U.S. Standards for Grades of Whole or Dressed Fish	0648-AE69
814	U.S. Standards for Grades of North American Freshwater Catfish and Products Made Therefrom	0648-AE70
815	U.S. Standards for Grades of Fish Fillets	0648-AE71
816	Amendment to Procedure Governing the Readjustment and Increase in Hourly Rates of Fees	0648-AH24
817	Procedure for Setting Quotas on Removal of Atlantic Bottlenose Dolphins From the Waters of the Gulf of Mexico and Florida's East Coast	0648-AD39
818	Sea Turtle Monitoring and Conservation Measures for Nonshrimp Fisheries	0648-AE54
819	Proposed Rule To Require Certain Fish From Mexico To Retain Heads and Tails Intact in Order To Protect the Endangered Totoaba	0648-AF32
820	Taking of Marine Mammals Incidental to Fisheries-Related Research	0648-AF50
821	Designated Critical Habitat; Johnson's Seagrass	0648-AF79
822	Direct Take of Threatened Salmon by Native Americans	0648-AG15
823	Designated Critical Habitat; Atlantic Salmon	0648-AG50
824	Protection Zones for Northern Right Whales; Response to Petition	0648-AH47
825	Proposed Rule To Govern the Transportation of Native Handicrafts	0648-AH83
826	Sea Turtle Conservation; Restriction Applicable to Shrimp Trawl Excluder Devices Restrictions	0648-AI24
827	Revision of Federal Consistency Regulations Under the Coastal Zone Management Act	0648-AD83
828	Thunder Bay National Marine Sanctuary	0648-AE41
829	Regional Marine Research Program	0648-AF20
830	NOAA Climate and Global Change Program—Proposal Submission Guidelines	0648-AG51
831	National Undersea Research Program Funding Regulations	0648-AH90

National Oceanic and Atmospheric Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
832	Fishery Management Plan for Atlantic Herring	0648-AE50
833	Amendment 4 to the Fishery Management Plan for the Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic	0648-AF37
834	Regulatory Amendment—Changes to Directed Fishing Regulations for Groundfish Off of Alaska	0648-AF53
835	Regulatory Adjustments to 1994-1995 Atlantic Tuna Fisheries	0648-AG14
836	Regulatory Amendment to the Individual Fishing Quota Program for Groundfish off Alaska	0648-AG45
837	Regulatory Amendment To Modify the Sablefish Non-Trawl Regular Season in the Pacific Coast Groundfish Fishery	0648-AG82
838	Regulatory Amendment for Bering Sea and Aleutian Islands Area Halibut Non-Trawl Prohibited Species Catch Management and Jig Gear Exemption	0648-AG95
839	Atlantic Shark Fishery Quota Adjustment	0648-AH09
840	Framework Adjustment 2 and 3 to the American Lobster Fishery Management Plan	0648-AH36
841	Regulatory Amendment To Change the Standard Product Recovery Rate for Pollock Deep-Skin Fillets in the Alaska Groundfish Fisheries	0648-AH40

DOC

National Oceanic and Atmospheric Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
842	Regulatory Amendment to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic Pertaining to Hogfish, Cubera Snapper, and Gray Triggerfish	0648-AH44
843	Rev. Amend. 23 to the FMP for the Groundfish Fishery of BSAI, Rev. Amend. 28 to the FMP for Groundfish of the GOA, & Rev. Amend. 4 to FMP for Commercial King/Tanner Crab Fisheries	0648-AH62
844	Framework #9 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AH66
845	Amendment 35 to the FMP for the Groundfish Fishery of the BSAI	0648-AH69
846	Atlantic Swordfish Fishery Quota Adjustment	0648-AH75
847	Management Measures for Commercial, Recreational, and Treaty Indian, Salmon Fisheries Off the Coasts of Washington, Oregon, and California	0648-AH79
848	Framework Adjustment 4 to the Atlantic Sea Scallop FMP	0648-AH82
849	1995 Initial Quota for Western Pacific Crustacean Fisheries	0648-AH85
850	Summer Flounder Fishery; Court-Ordered Regulation Change	0648-AH96
851	Fishery Management Plan for the Scallop Fishery off Alaska; Closure of Federal Waters To Protect Scallop Stocks	0648-AI00
852	Regulatory Amendment to Exempt Crab Catchers' Vessels From 1995 Fee Assessment Under the North Pacific Fishery Research Plan	0648-AI01
853	Framework Adjustment 5 to the Atlantic Sea Scallop Fishery Management Plan	0648-AI02
854	Framework Adjustment 6 to the Atlantic Sea Scallop Fishery Management Plan and Framework Adjustment 11 to the Northeast Multispecies Fishery Management Plan	0648-AI03
855	Consideration of a Control Date for the Gulf of Mexico Stone Crab Fishery	0648-AI07
856	Eliminate Certain Unnecessary NMFS Regulation	0648-AI08
857	Framework Adjustment 12 to the Northeast Multispecies FMP	0648-AI38
858	Use in Enforcement Proceedings of Information Collected by Voluntary Fishery Data Collectors	0648-AE40
859	Regulations Governing Processed Fishery Products	0648-AH18
860	Sea Turtle Conservation Measures; Section 10 Incidental Take Permits; Final Rule	0648-AG37
861	Flotation Devices in Bottom-Opening, Single-Grid Turtle Excluder Devices in the Southeastern United States	0648-AG71
862	Proposed Rule To Authorize the Incidental Taking of Marine Mammals During Commercial Fishing Operations as Directed by Public Law 103-238	0648-AG78
863	Restrictions on Shrimp Trawlers in Nearshore Waters Along the Texas and Louisiana Coasts	0648-AH98
864	Proposed Regulations for the Fagatele Bay National Marine Sanctuary	0648-AA74
865	Proposed Regulations for the Channel Islands National Marine Sanctuary	0648-AC03
866	Proposed Regulations for the Gulf of the Farallones National Marine Sanctuary	0648-AC05
867	The Monitor National Marine Sanctuary	0648-AC78
868	Proposed Regulations for the Northwest Straits National Marine Sanctuary	0648-AC91
869	Proposed Regulations for the Norfolk Canyon National Marine Sanctuary	0648-AC92
870	Gray's Reef National Marine Sanctuary	0648-AE42
871	Elimination of Coastal Energy Impact Program Regulations, 15 CFR Part 931	0648-AI04

National Telecommunications and Information Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
872	The Telecommunications and Information Infrastructure Grant Program	0660-AA04

National Telecommunications and Information Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
873	Transfer of Spectrum From the Federal Government to the FCC	0660-AA05

DOC**Patent and Trademark Office—Proposed Rule Stage**

Sequence Number	Title	Regulation Identifier Number
874	Communications With the Patent and Trademark Office	0651-AA70
875	Simplification of the Requirements Concerning the Filing and Processing of Trademark Applications, Intent To Use Documents, and Petitions	0651-AA78
876	Changes to Simplify and Eliminate Unnecessary Rules	0651-AA80
877	Changes in Patent Application Examination Procedures	0651-AA81
878	Revision of Patent and Trademark Fees	0651-AA82

Patent and Trademark Office—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
879	Cross Appeals in PTO Disciplinary Proceedings	0651-AA65
880	Changes to Implement 18-Month Publication of Patent Applications	0651-AA75
881	Rules of Practice in Patent Cases; Reexamination Proceedings	0651-AA79

Patent and Trademark Office—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
882	Trademark Procedures	0651-AA46
883	Patent Application Electronic Submission Rules	0651-AA50

Patent and Trademark Office—Completed Actions

Sequence Number	Title	Regulation Identifier Number
884	Patent Term Extension Application Requirements	0651-AA52
885	Establishing Prior Invention To Overcome Cited Patent	0651-AA67
886	Patent Appeals and Interference Rules	0651-AA71
887	Revision of Patent Cooperation Treaty Provisions	0651-AA72
888	Changes in Requirements for Addressing Trademark Applications and Trademark-Related Papers	0651-AA73
889	Revision of Patent and Trademark Fees	0651-AA74
890	Changes To Implement 20-Year Patent Term and Provisional Applications	0651-AA76

Technology Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
891	Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts, and Cooperative Agreements	0692-AA14
892	Acquisition and Protection of Foreign Rights in Inventions	0692-AA15
893	Licensing of Foreign Patents Acquired by The Government	0692-AA16

Technology Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
894	Promotion of Private Sector Industrial Technology Partnerships	0692-AA13

DEPARTMENT OF COMMERCE (DOC)
Office of the Secretary (OS)
Proposed Rule Stage
610. STANDARDS OF ETHICAL CONDUCT—DEPARTMENT OF COMMERCE SUPPLEMENTAL REGULATIONS
Priority: Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 5 USC 7301; 5 USC 7353; 5 USC app Ethics in Government Act; 26 USC 7214(b); EO 12674, 54 FR 15159, 3 CFR, 1989 Comp, p 215 as modified; EO 12831, 55 FR 42547, 3 CFR, 1990 Comp, p 306; 5 CFR 2635.105**CFR Citation:** Not yet determined**Legal Deadline:** None**Abstract:** The Department of Commerce with the concurrence of the Office of Government Ethics (OGE) proposes to issue supplemental standards of ethical

conduct for the officers and employees of the Department. The proposed rule will supplement the Standards of Ethical Conduct for Employees of the Executive Branch issued by the Office of Government Ethics. 5 CFR part 2635.

The proposed rule is a necessary supplement to the standards issued by OGE because it addresses ethical issues unique to the Department. The proposed rule establishes regulations which: (1) define "Agency Designee" for purposes of the Standards of Conduct; (2) designate agency components for purposes of the gift and outside employment rules; (3) limit employees from acquiring or retaining conflicting financial interests; (4) provide rules for seeking advice

concerning determinations of appearances of impropriety; and (5) establish rules for prior approval regarding outside employment and activities.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Karen Kucik, Attorney Advisor, Department of Commerce, Office of the Secretary, 14th Street & Constitution Avenue NW., Rm. 5882, Washington, DC 20230
Phone: 202 219-9132**RIN:** 0690-AA23
DEPARTMENT OF COMMERCE (DOC)
Office of the Secretary (OS)
Long-Term Actions
611. CONTRACT CLAUSES AND SOLICITATION PROVISIONS FOR THE COMMERCE AUTOMATED SOLICITATION SYSTEM
Priority: Substantive, Nonsignificant**CFR Citation:** 48 CFR 1301 to 1353**Timetable:** Next Action Undetermined**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Procurement:** This is a procurement-related action for which there is no

statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Shirl Kinney
Phone: 202 482-2773**RIN:** 0690-AA08
DEPARTMENT OF COMMERCE (DOC)
Office of the Secretary (OS)
Completed Actions
612. • RESCISSION OF CERTAIN COMMERCE ACQUISITION REGULATIONS
Priority: Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**Legal Authority:** 41 USC 251 et seq; PL 98-369; PL 98-577**CFR Citation:** 48 CFR 1301 to 1353**Legal Deadline:** None**Abstract:** The Department of Commerce has reviewed its Commerce Organization Regulation and determined that certain portions can be removed from the Code of Federal Regulations as being internal management guidance only.**Timetable:**

Action	Date	FR Cite
Final Action	09/12/95	60 FR 47309
Final Action Effective	09/12/95	

Small Entities Affected: None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Shirl Kinney, Director on Acquisition Management, Department of Commerce, Office of the Secretary, Room H6424

Phone: 202 482-2773

Fax: 202 482-1711

Email: Shirl.Kinney@Dir.OAM

RIN: 0690-AA24

DEPARTMENT OF COMMERCE (DOC)
Bureau of Economic Analysis (BEA)
Proposed Rule Stage
**613. • BENCHMARK SURVEY OF
SELECTED SERVICES
TRANSACTIONS WITH UNAFFILIATED
FOREIGN PERSONS**
Priority: Substantive, Nonsignificant**Legal Authority:** 22 USC 3101 to 3108
Int'l Investment & Trade in Svc. Survey
Act**CFR Citation:** 15 CFR 801**Legal Deadline:** None**Abstract:** This is the quinquennial benchmark survey of selected services transactions with unaffiliated foreign persons (BE-20), which will cover transactions in 1996. It is conducted comprehensive data on a variety of business and professional services, such as advertising; computer and data

processing services; management, consulting and public relations; legal services; and telecommunications. The data are needed for compiling the balance of payments and national income and product accounts, and will be used to develop international trade policy and to support U.S. trade policy initiatives. The data will also be used in deriving universe estimates in conjunction with the annual survey of such services transactions that is conducted in nonbenchmark years. Consideration is being given to expanding the number of services covered by this benchmark survey compared with the prior (1991) benchmark.

Timetable:

Action	Date	FR Cite
NPRM	05/00/96	
NPRM Comment Period End	07/00/96	
Final Action	09/00/96	
Final Action Effective	10/00/96	

Small Entities Affected: None**Government Levels Affected:** State,
Local**Agency Contact:** Betty L. Barker, Chief,
International Investment Division,
Department of Commerce, Bureau of
Economic Analysis, (BE-50), U.S.
Department of Commerce
Phone: 202 606-9800
Fax: 202 606-5318**RIN:** 0691-AA27
DEPARTMENT OF COMMERCE (DOC)
Bureau of Economic Analysis (BEA)
Final Rule Stage
**614. ANNUAL SURVEY OF FINANCIAL
SERVICES TRANSACTIONS BETWEEN
U.S. FINANCIAL SERVICES
PROVIDERS AND UNAFFILIATED
FOREIGN PERSONS**
Priority: Substantive, Nonsignificant**Legal Authority:** 22 USC 3101 to 3108
Int'l Investment & Trade in Svcs Survey
Act; 15 USC 4908 Omnibus Trade and
Competitiveness Act of 1988**CFR Citation:** 15 CFR 801**Legal Deadline:** None**Abstract:** This action will create a new rule pertaining to a new survey of cross-border financial services transactions by U.S. financial services

providers or intermediaries with unaffiliated foreign persons. The survey will cover transactions of U.S. commercial and investment banks, underwriters, brokers and dealers, credit card companies, mutual and pension funds, and other financial services providers or intermediaries. The annual survey will update and extend estimates made from data collected on the 1994 BE-80 Benchmark Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons.

Timetable:

Action	Date	FR Cite
NPRM	08/08/95	60 FR 40336
NPRM Comment Period End	09/22/95	60 FR 40336
Final Action Effective	11/00/95	

Small Entities Affected: None**Government Levels Affected:** State,
Local**Agency Contact:** Betty L. Barker, Chief,
International Investment Division,
Department of Commerce, Bureau of
Economic Analysis, (BE-50),
Washington, DC 20230
Phone: 202 606-9800**RIN:** 0691-AA26
DEPARTMENT OF COMMERCE (DOC)
Bureau of Economic Analysis (BEA)
Completed Actions
**615. SHORT FORM FOR REPORTING
SMALL FOREIGN AFFILIATES IN THE
BE-11, ANNUAL SURVEY OF U.S.
DIRECT INVESTMENT ABROAD**
Priority: Substantive, Nonsignificant**CFR Citation:** 15 CFR 806.14**Completed:**

Reason	Date	FR Cite
Final Action	10/25/95	60 FR 54590
Final Action Effective	11/24/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Betty L. Barker
Phone: 202 606-9800**RIN:** 0691-AA25
DEPARTMENT OF COMMERCE (DOC)
Economic Development Administration (EDA)
Final Rule Stage

DOC—EDA Final Rule Stage

616. SIMPLIFICATION AND
STREAMLINING OF REGULATIONS OF
THE ECONOMIC DEVELOPMENT
ADMINISTRATION

Regulatory Plan: This entry is Seq. No. 12 in Part II of this issue of the Federal Register.
RIN: 0610-AA47

DEPARTMENT OF COMMERCE (DOC) Final Rule Stage
General Administration (ADMIN)

617. UNIFORM ADMINISTRATIVE
REQUIREMENT FOR GRANTS AND
AGREEMENTS WITH INSTITUTIONS
OF HIGHER EDUCATION, HOSPITALS,
AND OTHER NONPROFITS AND
COMMERCIAL ORGANIZATIONS

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 301
CFR Citation: 15 CFR 14
Legal Deadline: None
Abstract: On November 29, 1993, Office of Management and Budget (OMB) Circular A-110, "Uniform Administrative Requirements for Grants and Agreements, with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations" was published in the Federal Register (58 FR 62992). In the published revised circular, OMB specified as "required action" that Federal agencies responsible for awarding and administering grants and other agreements to recipients described therein, shall adopt the language of the Circular unless other provisions are required by Federal Statute or exceptions or deviations are approved by OMB. This interim final rule adopts the provisions of the Circular and its language to the maximum extent feasible with minor language changes made to make the language apply specifically to the DOC and its

operating units. This rule also contains certain policies that have been DOC policy for many years that may differ from the language of Circular A-110, but are consistent with and further implement the intent of Circular A-110 with DOC.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: John J. Phelan III, Director, Office of Executive Assistance Management, Department of Commerce, Office of Administration, 14th Street & Constitution Avenue NW., Washington, DC 20230
Phone: 202 482-4115
RIN: 0605-AA09

618. • COST PRINCIPLES FOR STATE,
LOCAL, AND INDIAN TRIBAL
GOVERNMENTS

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 301
CFR Citation: 15 CFR 6
Legal Deadline: None
Abstract: On May 17, 1995, Office of Management and Budget (OMB) Circular A-87, "Cost Principles for

State, Local, and Indian Tribal Governments," was published in the Federal Register (60 FR 26484). In the published revised circular, OMB specified as "required action" that agencies responsible for administering programs that involve cost reimbursement contracts, grants, and other agreements with governmental units shall issue codified regulations to implement the provisions of the circular and its attachments. This interim final rule adopts the provisions of Circular A-87 to the maximum extent feasible with minor language changes made to make the language apply specifically to the DOC and its operating units.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None
Government Levels Affected: State, Local, Tribal
Agency Contact: John J. Phelan III, Director, Office of Executive Assistance Management, Department of Commerce, Office of Administration, 14th Street & Constitution Avenue NW., Washington, DC 20230
Phone: 202 482-4115
RIN: 0605-AA10

DEPARTMENT OF COMMERCE (DOC) Completed Actions
General Administration (ADMIN)

619. NONPROCUREMENT
DEBARMENT AND SUSPENSION

Priority: Substantive, Nonsignificant
CFR Citation: 15 CFR 26

Completed:

Reason	Date	FR Cite
Final Action	06/26/95	60 FR 33037

Small Entities Affected: None

Government Levels Affected: None
Agency Contact: John J. Phelan III
Phone: 202 482-4115
RIN: 0605-AA02

DEPARTMENT OF COMMERCE (DOC)
International Trade Administration (ITA)
Proposed Rule Stage
620. ANTIDUMPING AND COUNTERVAILING DUTY PROCEEDINGS; ADMINISTRATIVE PROTECTIVE ORDER PROCEDURES AND PROCEDURES FOR IMPOSING SANCTIONS FOR VIOLATION OF A PROTECTIVE ORDER
Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 301; 19 USC 1677f

CFR Citation: 19 CFR 351; 19 CFR 354

Legal Deadline: None

Abstract: The Department needs to enhance the administrative efficiency of its investigations of alleged violations of administrative protective orders (APOs) and of the process for imposing sanctions for violations, as well as the fairness of the procedures to all concerned parties. In addition, the Department needs to simplify and streamline the APO administrative process and reduce the administrative burdens on the ITA and trade practitioners. The Department is considering a variety of amendments to its existing regulations to achieve these goals. With respect to APO violations and sanctions, the Department is considering (1) expedited procedures for certain APO violations that are uncontested, inadvertent, and technical; (2) providing for warnings to be issued where a finding of a violation would lead to unjustifiably harsh sanctions; (3) where warranted, permitting the agency to dismiss a charge without prejudice without the appointment or approval of an administrative law judge; (4) providing for a sunset provision that is fairer to past violators and that eases the administrative

burden; and (5) permitting a private reprimand as a sanction without requiring as a precondition that parties engage in settlement discussions. The Department expects to benefit from gains in administrative efficiency and fairness without incurring any additional costs.

Timetable:

Action	Date	FR	Cite
NPRM	10/00/95		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joan MacKenzie, Senior Attorney, Department of Commerce, International Trade Administration, Room H4621, 14th Street & Constitution Avenue NW., Washington, DC 20230
Phone: 202 482-1310

RIN: 0625-AA43

621. ANTIDUMPING DUTIES; COUNTERVAILING DUTIES

Regulatory Plan: This entry is Seq. No. 13 in Part II of this issue of the Federal Register.

RIN: 0625-AA45

622. • PROPOSED CHANGES IN PROCEDURES FOR INSULAR WATCH PROGRAM
Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 19 USC 1202, note; PL 97-446 sec 110; PL 103-465, sec 602

CFR Citation: 15 CFR 303

Legal Deadline: None

Abstract: This action invites public comment on a proposal to amend the ITA regulations which govern duty-exemption allocations and duty-refund entitlements for watch producers in U.S. Insular possessions (the Virgin Islands, Guam, and American Samoa) and the Northern Mariana Islands. The proposed amendments would modify procedures for completion and use of the "Permit to Enter Watches and Watch Movements into the Customs Territory of the United States" (Form ITA-340); make the technical changes required by the passage of the Uruguay Round Agreements Act in 1994; eliminate the mid-year report (Form ITA-321P); change the percentage creditable toward the duty-refund of for non-91/5 watch and watch movement repairs and raise one of the percentages in the formula for calculating the duty-refund; remove reference to watches and watch movements which are only ineligible for duty-free treatment due to value-limit reasons from the percentage of non-91/5 wages creditable toward the duty-refund; raise the maximum value of components for watches; and make other necessary changes to consolidate and simplify the regulations.

Timetable:

Action	Date	FR	Cite
NPRM	10/00/95		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Faye Robinson, Program Manager, Department of Commerce, International Trade Administration, Room 4211, 14th Street & Constitution Avenue NW., Washington, DC 20230
Phone: 202 482-1660
Fax: 202 482-0949

RIN: 0625-AA46

DEPARTMENT OF COMMERCE (DOC)
Bureau of Export Administration (BXA)
Proposed Rule Stage
623. DEFENSE PRIORITIES AND ALLOCATIONS SYSTEM (DPAS)
Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 50 USC app 2061 et seq; 50 USC app 468; EO 12656; EO 12742; EO 12919

CFR Citation: 15 CFR 700

Legal Deadline: None

Abstract: The Defense Priorities and Allocations System (DPAS) implements the priorities and allocations authority of title I of the Defense Production Act of 1950, as amended, and the priorities authority of section 18 of the Selective Service Act of 1948. The DPAS was published as a final rule on July 30, 1984. Based on the findings and

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Proposed Rule Stage

recommendations of an interagency sponsored study concerning the controlled materials program, and comments from both defense agency and industry users, this proposed rule would amend the DPAS to remove the controlled materials provisions and make certain revisions to its procedural requirements. These amendments will have no costs associated with them, would reduce the regulatory and information reporting burden on industry and make the DPAS more effective and efficient, would result in cost savings for defense contractors, would update certain other provisions to conform to statutory and jurisdictional changes, and would make the DPAS more compatible with current industry practices.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: Multiple

Agency Contact: Richard V. Meyers, DPAS Program Manager, Department of Commerce, Bureau of Export Administration, Off of Strategic Industries Econ Security, National Security Preparedness Div., Room 3878, Washington, DC 20230
Phone: 202 482-5650

RIN: 0694-AA02

624. IMPLEMENTATION OF CHEMICAL WEAPONS CONVENTION

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: The Bureau of Export Administration is developing regulations and procedures that specify industry obligations under the chemical weapons convention.

Timetable:

Action	Date	FR Cite
ANPRM	12/23/94	59 FR 66291
ANPRM Comment	01/23/95	59 FR 66291
Period End		
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB06

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

Bureau of Export Administration (BXA)

625. REVISION OF FOREIGN BOYCOTT PROVISIONS OF EXPORT ADMINISTRATION REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 50 USC 1701 et seq; 50 USC app 2401 et seq; EO 12002; EO 12058; EO 12214; EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 769

Legal Deadline: None

Abstract: The Department proposes to revise the foreign boycott provisions of the Export Administration Regulations. The revisions would clarify the application of: (1) the intent provision to the reporting requirement; (2) the jurisdictional requirements relating to the implementation of letters of credit; (3) the furnishing information prohibitions to information about the nationality of directors and about blacklisted persons; (4) the shipping requirement exception to refusals to use blacklisted vessels; and (5) the import and shipping document exception to information about the nationality of carriers and residence of manufacturers or suppliers. The revisions are intended to clarify areas of confusion. In addition, the proposal would remove many references and provisions dealing

with effective dates and grace periods that are no longer applicable.

Timetable:

Action	Date	FR Cite
NPRM	09/26/89	54 FR 39415
NPRM Comment	10/26/89	
Period End		
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Diamond, Team Header (Policy), Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-4550

RIN: 0694-AA11

626. TRANSFER OF DUAL-USE ITEMS FROM U.S. MUNITIONS LIST TO THE COMMERCE CONTROL LIST

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995 (60 FR 42767)

CFR Citation: 15 CFR 799.1

Legal Deadline: None

Abstract: The former COCOM Industrial List (IL) controls so-called dual-use items, which have both civil and military uses. There is not a direct correspondence between the IL and BXA's Commerce Control List (CCL) because some IL items are controlled by the State Department in the U.S. Munitions List. In his November 15, 1990, memorandum of disapproval of H.R. 4653, the President determined that, "By June 1, 1991, the United States will remove from the U.S. Munitions List all items contained on the COCOM dual-use list unless significant U.S. national security interests would be jeopardized." This rule will implement BXA controls through the CCL on those items removed from the U.S. Munitions List as a result of the President's decision.

Timetable:

Action	Date	FR Cite
Transfer of Communications Satellites	10/23/92	57 FR 48312
Navigation and Avionics	06/23/93	58 FR 34211

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Action	Date	FR Cite
Final Rule: Transfer of Commercial Communication Satellites	09/08/93	58 FR 47322
Transfer of Items From the USMI to the CCL; Imposition of Certain Foreign Policy Controls	10/26/93	58 FR 57549
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jerold Beiter, Acting Director, Office of Strategic, Trade & Foreign Policy Controls, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-6105
Fax: 202 482-4094

RIN: 0694-AA52

627. EXPORTS TO IRAN; REVISION OF FOREIGN POLICY CONTROLS

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 771; 15 CFR 785; 15 CFR 799

Legal Deadline: None

Abstract: This interim rule amends the Export Administration Regulations by revising the special country policies and provisions, consistent with the National Defense Authorization Act (NDAA) of 1992, to establish a policy of denial for all items that require a validated license for Iran, except items subject to short supply controls.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AA62

628. SIMPLIFICATION OF THE EXPORT ADMINISTRATION REGULATIONS

Regulatory Plan: This entry is Seq. No. 14 in Part II of this issue of the Federal Register.

RIN: 0694-AA67

629. IMPLEMENTATION OF THE CUBA DEMOCRACY ACT

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: The Cuba Democracy Act required certain actions to tighten the embargo on Cuba. This includes changes in general license provisions for ship stores and new controls on medicines. These changes will complement regulations already issued by the Department of the Treasury.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AA77

630. EFFECT OF IMPORTED ARTICLES ON THE NATIONAL SECURITY

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 1862

CFR Citation: 15 CFR 705

Legal Deadline: None

Abstract: Section 232 of the Trade Expansion Act of 1962, as amended (19 USC 1862) provides for the investigation of imports of articles which threaten to impair the national security. The implementing regulation, "Effect of Imported Articles on the National Security" (15 CFR 705),

prescribes procedures to be followed by the Department of Commerce to commence and conduct such an investigation. Because of recent amendments to the Act, this regulation must be revised to set forth requirements for additional action to be taken by the Secretary of Commerce upon commencing, conducting, and completing an investigation, and reporting the disposition of an investigation to the Congress, and by the President in making a determination to take action against the imports of the article.

Timetable:

Action	Date	FR Cite
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Brian Nilsson, Section 232 Investigations Program Manager, Department of Commerce, Bureau of Export Administration, Off of Strategic Industries & Econ Security, Room 3878, Washington, DC 20230
Phone: 202 482-5650

RIN: 0694-AB01

631. EXPORTS OF SAMPLE SHIPMENTS IN MIXTURES CONTAINING PRECURSORS AND INTERMEDIATE CHEMICALS; REVISIONS TO AUSTRALIA GROUP MEMBERS

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 773; 15 CFR 778; 15 CFR 799

Legal Deadline: None

Abstract: The Bureau of Export Administration (BXA) maintains the Commerce Control List (CCL), which appears in the Export Administration Regulations (EAR). This rule amends the CCL by revising Export Control Classification Number (ECCN) 1C60. This ECCN controls dual-use precursors and intermediate chemicals useful in the production of chemical warfare agents. In addition this rule makes an editorial correction by removing ECCN

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1C64E for di-isopropylcarbodiimide (C.A.S. #693-13-0) and di-cyclohexocarbodiimide (C.A.S. #538-75-Q), which was inadvertently readmitted to the Commerce Control List. The changes made by this rule are based on recent discussions in the Australia Group (AG). Finally, this rule revises the list of countries eligible to receive Australia Group (AG) benefits under U.S. regulations to include the Czech Republic and remove Turkey.

The Bureau of Export Administration (BXA) maintains the Commerce Control List (CCL), as part of the Export Administration Regulations (EAR). The changes made by this rule are based on discussions in the Australia Group (AG) and suggested changes by industry. This rule amends the CCL by revising Export Control Classification Number (ECCN) 1C60 to clarify that this entry controls aqueous hydrofluoric acid. ECCN 1C60 controls dual-use precursors and intermediate chemicals useful in the production of chemical warfare agents and certain mixtures containing such chemicals. In addition, this rule adds Poland, Romania and the Slovak Republic to the list of Australia Group countries, thereby making them eligible for the license exception accorded AG members.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/19/94	59 FR 52685
Interim Final Rule Effective Date	10/19/94	
Interim Final Rule Comment Period End	11/18/94	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB05

632. FOREIGN POLICY CONTROLS: CRIME CONTROL, IMPLEMENTS OF TORTURE, AND ARMS EMBARGO AGAINST RWANDA

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710

et seq; 22 USC 3201 et seq; 42 USC 2319(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule adds explanatory notes to Commerce Control List entries covering items subject to the United Nations arms embargo against Rwanda. This amendment is necessary to make each entry consistent and to explicitly reflect the reason for control.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB08

633. TRANSFER OF CERTAIN REMOTE SENSING SATELLITES FROM THE U.S. MUNITIONS LIST TO THE CCL

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule amends Export Control Classification Number 9A04A to include certain remote sensing satellite systems and components, parts, accessories, attachments and equipment associated with remote sensing satellites that do not meet the parameters described in Category XV on the U.S. Munitions List maintained by the U.S. Department of State.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB09

634. CLARIFICATION OF ENHANCED PROLIFERATION CONTROL INITIATIVE (EPCI) "CATCH-ALL" PROVISION AND VALIDATED LICENSE REQUIREMENTS

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule amends the Export Administration Regulations to clarify and make more effective provisions that require exporters and others to submit individual validated license applications if they "know" or are "informed" of certain proliferation activities. These changes are among those directed by the Trade Promotion Coordinating Committee, a 19-member interagency group chaired by the Secretary of Commerce. Specifically, this rule creates categories of items subject to the EPCI licensing requirements.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB10

635. REVISION TO THE EAR; SUPPLEMENT NO. 2 TO PART 778

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC

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2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule amends the Export Administration Regulations list of countries that are party to the Nuclear Non-Proliferation Treaty and/or the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco). In addition, this rule makes certain editorial clarifications and corrections, and adds material inadvertently omitted. This rule adds language in the exceptions section to clarify that General License GLV does not authorize commodities controlled for nuclear non-proliferation reasons; clarifies that General License GFW does not authorize commodities controlled for nuclear non-proliferation reasons; and clarifies that General License GCT does not authorize commodities controlled for nuclear non-proliferation reasons.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB12

636. REVISIONS TO THE EAR: ESTABLISHMENT OF A STANDARD SAVING CLAUSE

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 40 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule establishes a standard saving clause (a grace period after the date of imposition of controls within which shipments that are en route to the point of export may be

exported under the previously applicable authorization) when an individual validated license requirement is imposed on items and/or destinations that formerly were eligible for a general license or special license procedure.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB15

637. COUNTRIES ELIGIBLE TO RECEIVE SUPERCOMPUTERS UNDER SPECIAL LICENSING PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule will expand the list of countries eligible to receive supercomputers under the special license procedures. This rule will lessen the administrative burden on U.S. exporters.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB16

638. REVISIONS AND CLARIFICATIONS TO PERMISSIVE REEXPORT AND GENERAL LICENSE GLX

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 45 USC 466(c); Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule amends the permissive reexport provisions of the Export Administration Regulations to allow reexports of U.S.-origin commodities without obtaining prior written authorization, if, at the time of reexport, the items may be exported directly from the United States to the new country of destination under General License GLX.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB17

639. REVISIONS TO LICENSING POLICY FOR NORTH KOREA

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule further implements the October 21, 1994, U.S.-North Korea Agreed Framework. This is part of the initial steps the United States is taking in response to North Korea's decisions to freeze its nuclear program and facilities and cooperate with the United States and IAEA to verify the freeze

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and ensure safe storage of spent nuclear fuel.

This rule amends Commerce Department license policy on exports of telecommunications items to support international gateways. Export applications for such projects will be reviewed on a case-by-case basis.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB19

640. EDITORIAL CLARIFICATION AND CORRECTIONS TO THE EXPORT ADMINISTRATION REGULATIONS; REMOVAL OF ECCN 1C65

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 7419; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule makes the following revisions and clarifications to the Export Administration Regulations: (1) Clarifies the licensing requirements for equipment and material that can be used in the production of biological agents by removing the reference to Export Control Classification Number (ECCN) 1C65 (complex media); (2) Adds to that which was inadvertently omitted on September 7, 1993 (58 FR 47049); and (3) Clarifies the missile technology and nuclear nonproliferation controls applicable to ECCN 1E01.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce,

Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB23

641. PROLIFERATION ENTITY LIST

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: The Department of Commerce maintains export controls to limit the proliferation of chemical or biological weapons, nuclear weapons or explosive devices, and missile systems. The Export Administration Regulations (EAR) provide that the Bureau of Export Administration (BXA) may inform exporters, individually or through amendment to the EAR, that an individual validated license is required for exports or reexports to certain entities because there exists an unacceptable risk of use in or diversion to certain nuclear end-uses, missile end-uses, or chemical or biological weapons end-uses. In addition, BXA may inform U.S. persons that an individual validated license is required to export or reexport, perform any contract, service, or employment, or otherwise support such end-uses.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB24

642. ADMINISTRATION OF STATE LOG EXPORTS BAN

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710

et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule provides advance notice that the Department of Commerce will issue regulations implementing the ban on the export of unprocessed timber originating from non-Federal public lands in 17 western states, pursuant to the Forest Resources Conservation and Shortage Relief Act of 1990, as amended (FRCSRA). This notice defines the actions the Department proposes to take to implement the FRCSRA and requests public comments on these proposed actions.

Timetable:

Action	Date	FR Cite
ANPRM	06/07/95	60 FR 30030
ANPRM Comment Period End	07/07/95	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bernard Kritzer, Manager, Office of Chemical & Biological Controls & Treaty Compliance, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-0894

RIN: 0694-AB25

643. • REVISION TO THE EAR: ELAIN ACCEPTS CLASSIFICATION REQUEST

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: The Bureau of Export Administration (BXA) is currently on a road to automating all of the services that fall under the "license determination" umbrella. The services that fall under the umbrella of "license determinations" are: classification

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requests, jurisdiction requests, EXODUS (Custom Department) requests, Export Enforcement Certifications, and Advisory Opinions. The First step has been successfully accomplished; ELAIN has been successfully modified to accept classification requests. Any person or company that has already acquired a Personal Identification Number (PIN) and has been authorized by their company and the Department of Commerce to submit license applications via ELAIN, may immediately start submitting classification requests electronically.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharon Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB26

644. • RENUMBERING OF EXPORT CONTROL CLASSIFICATION NUMBERS

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 799

Legal Deadline: None

Abstract: The Bureau of Export Administration (BXA) is providing notice that it is considering renumbering the Export Control Classification Numbers (ECCN) found in the Commerce List of the Export Administration Regulations. These revisions would conform the numbering of the ECCNs with the numbering system used by the European Union.

Timetable:

Action	Date	FR Cite
ANPRM	05/11/95	60 FR 25480
ANPRM Comment Period End	07/10/95	
Interim Final Rule	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB27

645. • LIBYA: EXPANSION OF FOREIGN POLICY CONTROLS

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7450(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule will bring the licensing policy for Libya into conformance with the licensing policy for Iran and Syria. This rule will not increase the amount of Libyan reexport authorization requests submitted to the Department of Commerce, but will increase the amount of items falling under the gener policies of denial and case-by-case review.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharon Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB28

646. • REVISION TO THE COMMERCE CONTROL LIST: ITEMS CONTROLLED FOR NUCLEAR NONPROLIFERATION REASONS

Priority: Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule amends a number of Export Control Classification Numbers on the Commerce Control List to make the Nuclear Referral List (items controlled for nuclear non-proliferation reasons) more closely conform with the items contained in the annex to the "Nuclear-Related Dual-Use Equipment, Materials, and Related Technology List" published by the International Atomic Energy Agency and adhered to by the United States and other subscribing governments.

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sharon Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB29

647. • EXPANSION OF GENERAL LICENSE GLX

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 771

Legal Deadline: None

Abstract: This rule expands general license GLX eligibility to certain semiconductors and semiconductor manufacturing equipment. This rule also authorizes permissive reexports under GLX.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Jerald R. Beiter, Acting Director, Off of Strategic Trade & Foreign Policy Cnts, Department of Commerce, Bureau of Export Administration, Washington, DC 20230

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Phone: 202 482-6105

Fax: 202 482-4094

RIN: 0694—AB30

**648. • EXPORTS TO IRAN:
IMPOSITION OF SANCTIONS****Priority:** Other Significant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799**Legal Deadline:** None

Abstract: This final rule amends the EAR to reflect the imposition of new economic sanctions on Iran as a result of the issuance of Executive Order 12959 on May 6, 1995, which gave licensing authority over all exports and certain reexports to the Department of the Treasury's Office of Foreign Assets Control. This rule also removes licensing policies and contract sanctity provisions, and revokes all outstanding validated licenses and written reexport authorizations for Iran.

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694—AB31

**649. • REVISION TO GENERAL
LICENSE GCG (SHIPMENTS TO
AGENCIES OF COOPERATING
GOVERNMENTS)****Priority:** Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 771**Legal Deadline:** None

Abstract: The Bureau of Export Administration (BXA) is amending the Export Administration Regulations (EAR) by revising General License GCG, which authorizes certain exports to agencies of cooperating governments. These revisions will bring General License GCG, which was originally intended to apply to exports of items controlled for national security reasons, into line with subsequent statutes and agreements dealing with proliferation and regional stability concerns.

Timetable:

Action	Date	FR Cite
Final Action	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694—AB34

**650. • CHANGES TO THE COMMERCE
CONTROL LIST TO ACCORD WITH
THE NEW FORUM LIST****Priority:** Substantive, Nonsignificant

Legal Authority: 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)

CFR Citation: 15 CFR 700 to 799**Legal Deadline:** None

Abstract: The United States and 28 allied countries are currently negotiating to establish a new regime to replace the Coordinating Committee for Multilateral Export Controls (COCOM) which dissolved on March 31, 1994. These allied countries are also working out new control lists to replace the old COCOM lists which remain in effect until the establishment of the new regime. The new lists and the new regime should be in place sometime in FY 1996. Commerce will need to make extensive changes in the Commerce Control List when the new dual-use control list of the new regime becomes effective.

Timetable:

Action	Date	FR Cite
Final Action	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Jerald R. Beiter, Acting Director, Office of Strategic Trade and Foreign Policy, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-6105
Fax: 202 482-4095

RIN: 0694—AB35

**DEPARTMENT OF COMMERCE (DOC)
Bureau of Export Administration (BXA)****Completed Actions****651. EQUIPMENT RELATED TO THE
PRODUCTION OF CHEMICAL
WEAPONS AND WARFARE AGENTS,
MICROORGANISMS, AND TOXINS;
REVISIONS TO AUSTRALIA GROUP
MEMBERS****Priority:** Substantive, Nonsignificant

CFR Citation: 15 CFR 773; 15 CFR 778;
15 CFR 799

Completed:

Reason	Date	FR Cite
Final Action	07/24/95	60 FR 38956

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook

Phone: 202 482-2440

RIN: 0694—AA69

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Completed Actions

652. REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS; REMOVAL OF CONTROLS ON CERTAIN ON-HIGHWAY VEHICLES TO IRAN AND SYRIA; CORRECTIONS AND CLARIFICATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Withdrawn	09/14/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook
Phone: 202 482-2440**RIN:** 0694-AA72**653. INTERNATIONAL IMPORT CERTIFICATES, GENERAL LICENSE G-TEMP AUSTRALIA AND PRC IC/DV REVISIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Combined with RIN 0694-AA67	08/30/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook
Phone: 202 482-2440**RIN:** 0694-AB07**654. FEDERAL REPUBLIC OF YUGOSLAVIA AND UNITA IN ANGOLA****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Combined with RIN 0694-AA67	08/30/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook
Phone: 202 482-2440**RIN:** 0694-AB11**655. REVISION TO THE EAR; REMOVAL OF POLAND FROM GENERAL LICENSE GNSG AND ADDITION OF ARGENTINA AND NEW ZEALAND TO GNSG****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Combined with RINs 0694-AB23 and 0694-AB29	08/30/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook
Phone: 202 482-2440**RIN:** 0694-AB14**656. ESTABLISHMENT OF A NEW GENERAL LICENSE G-BETA FOR EXPORTS OF BETA TEST SOFTWARE****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Interim Final Rule	04/13/95	60 FR 18731

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Nancy Crowe
Phone: 202 482-2440**RIN:** 0694-AB18**657. REVISION TO REGULATIONS PERTAINING TO EXPORTS OF SAMPLES AND MIXTURES CONTAINING PRECURSOR AND INTERMEDIATE CHEMICALS****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Merged With RIN 0694-AB05	09/14/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sharron Cook
Phone: 202 482-2440**RIN:** 0694-AB20**658. EXPORT TO TERRORIST-SUPPORTING COUNTRIES; PARTS, COMPONENTS, AND MATERIALS INCORPORATED ABROAD INTO FOREIGN-MADE PRODUCTS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 15 CFR 700 to 799**Completed:**

Reason	Date	FR Cite
Combined with RIN 0694-AA67	08/30/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Hillary Hess
Phone: 202 482-2440**RIN:** 0694-AB22**659. • EDITORIAL CORRECTION GENERAL SOFTWARE NOTE; COMMERCE CONTROL LIST INTERPRETATIONS 24, 25, AND 26****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 15, 1995, (60 FR 42767)**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** This regulation makes two editorial corrections to the Title 15 of the Code of Federal Regulations (CFR). First, this rule amends the General Software Note found in Supplement No. 2 to Part 799.1 of the FAR to correctly reflect that country Groups S and Z, Iran, and Syria are not eligible to receive exports of mass-marketed software under General License GTDU. This change was originally published in the Federal Register on September 14, 1992 (57 FR 41854), but inadvertently omitted from the CFR. Second, this rule removes interpretations Nos. 24, 25 and 26 from Supplement No. 1 to 799.1. BXA intended to remove these interpretations on July 15, 1992. However, due to a typographical error

DOC—BXA

Completed Actions

in the Federal Register, this change was inadvertently omitted from the Export Administration Regulations.

Timetable:

Action	Date	FR Cite
Final Action	10/17/95	60 FR 53698
Final Action Effective	10/17/95	
Small Entities Affected: None		
Government Levels Affected: None		

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

RIN: 0694-AB33

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Institute of Standards & Technology (NIST)

660. FASTENER QUALITY

Priority: Other Significant

CFR Citation: 15 CFR 280

Timetable:

Action	Date	FR Cite
NPRM	08/17/92	57 FR 37032
NPRM Comment Period End	11/02/92	57 FR 37032
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Belinda L. Collins
Phone: 301 975-4000

RIN: 0693-AA90

DEPARTMENT OF COMMERCE (DOC)

Prerule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

661. • ADVANCED NOTICE OF PROPOSED RULEMAKING; CONSIDERATION OF A CONTROL DATE FOR SOUTH ATLANTIC AND GULF OF MEXICO KING MACKEREL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 642

Legal Deadline: None

Abstract: This notice announces that the Gulf of Mexico Fishery Management Council (Council) is considering management measures for a limited entry program for the Gulf of Mexico migratory group of king mackerel. Possible additional control participation or effort in the commercial and for-hire (charter and headboat) fisheries. A control date is intended to discourage new entry into the fishery based on economic speculation during the period required for the Councils to prepare an amendment to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP). An FMP Amendment and its implementing final rule are required to institute any major changes in the mackerel management program.

Timetable:

Action	Date	FR Cite
ANPRM	11/00/95	
ANPRM Comment Period End	12/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AI12

662. • ADVANCE NOTICE OF PROPOSED RULEMAKING FOR THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq; 16 USC 5101 et seq

CFR Citation: 50 CFR 649

Legal Deadline: None

NPRM 15 days and final action 110 days from receipt from the Regional Fishery Management Council

Abstract: The advance notice of proposed rulemaking requests comments on options under consideration for lobster management. These options are: (1) withdrawing the FMP and implementing measures under the Atlantic Coastal Fisheries

Cooperative Management Act (ACFCMA) or; (2) preparing a Secretarial amendment under the Magnuson Act.

Timetable:

Action	Date	FR Cite
ANPRM	09/18/95	60 FR 48086
ANPRM Comment Period End	11/02/95	
NPRM	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200

RIN: 0648-AI14

663. • SEAFOOD INSPECTIONS AND RELATED SERVICES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 7 USC 1621 et seq

CFR Citation: 50 CFR 260

Legal Deadline: None

Abstract: NOAA Plans to change the way it delivers in-plant seafood

DOC—NOAA

Prerule Stage

inspections and related services under the Agricultural Marketing Act of 1946 (the Act). Currently, these services are provided by NOAA employees on a fee-for-service basis which enables NOAA to fully recover the service costs. NOAA is considering that some of these services would no longer be provided directly by NOAA employees, but rather be offered by private parties. NOAA plans to assure that privatized program conducted under Federal oversight will be the full equivalent of the current program.

Timetable:

Action	Date	FR Cite
ANPRM	09/22/95	60 FR 49242
ANPRM Comment	11/21/95	
Period End		
NPRM	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: James W. Brennan, NOAA Deputy General Counsel, Department of Commerce, National Oceanic and Atmospheric Administration, Room 5814, Washington, DC 20230
Phone: 202 482-3044

RIN: 0648-AI45

664. TAKE OF MARINE MAMMALS BY THE U.S. NAVY INCIDENTAL TO MILITARY ACTIVITIES IN THE SOUTH ATLANTIC OF THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 228; 50 CFR 216

Legal Deadline: None

Abstract: NMFS expects the U.S. Navy to petition for regulations that would authorize a small take of marine mammals incidental to ship shock trials in oceanic waters offshore Florida or

Virginia. Under the Marine Mammal Protection Act, NMFS is allowed to authorize these takings if certain findings are made and regulations are issued that include requirements for monitoring and reporting.

Timetable:

Action	Date	FR Cite
ANPRM	01/00/96	
ANPRM Comment	02/00/96	
Period End		

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Kenneth Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2055

RIN: 0648-AG55

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE

665. SCIENTIFIC RESEARCH—DOMESTIC AND FOREIGN FISHING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 611; 50 CFR 620

Legal Deadline: None

Abstract: This rule would define scientific research, exempted fishing, and exempted educational activities under the Magnuson Act, and would standardize procedures for issuance of permits for exempted activities and exempted educational activities.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment	12/00/95	
Period End		
Final Action	02/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Sectors Affected: 091 Commercial Fishing

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries

Conservation and Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2334

RIN: 0648-AC61

666. FISHERY MANAGEMENT PLAN FOR THE QUEEN CONCH FISHERY OF PUERTO RICO AND THE U.S. VIRGIN ISLANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq, Magnuson Fishery Conservation & Mgmt. Act

CFR Citation: Not yet determined

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from the fishery management council.

Abstract: This new Fishery Management Plan for the Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands will establish Federal management measures to rebuild the overfished queen conch resource off Puerto Rico and the U.S. Virgin Islands. Proposed measures include minimum

size restrictions and bag limits for commercial and recreational fisheries.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	01/00/96	
Period End		
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AD91

667. SECRETARIAL AMENDMENT TO THE FMP FOR ATLANTIC SWORDFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 630

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after beginning of review.

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Abstract: PL 101-627 (signed into law November 7, 1990) transferred full responsibility for the management of swordfish, including preparation of fishery management plans and amendments, from the regional fishery management councils to the Secretary of Commerce. The Secretary will prepare an amendment to the FMP for Atlantic swordfish that will reduce fishing mortality, prevent overfishing, rebuild an overexploited resource, and be consistent with conservation measures recommended by the International Commission for the Conservation of Atlantic Tunas. The existing FMP management measures remain in effect until superseded by Secretarial actions. Management measures to reduce overfishing may include a moratorium on issuance of new fishing permits or a limited entry system.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
Final Action	03/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AE09

668. FISHERY MANAGEMENT PLAN FOR CORALS AND REEF-ASSOCIATED PLANTS AND INVERTEBRATES FOR PUERTO RICO AND THE U.S. VIRGIN ISLANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: Not yet determined

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from a regional fishery management council.

Abstract: The Fishery Management Plan (FMP) for Corals and Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands will address the impacts of human activities on the

condition of coral reefs in Federal waters off Puerto Rico and the U.S. Virgin Islands, and related habitats, and respond to the rapidly expanding fishery for aquarium species, especially in Puerto Rico. Specifically, the FMP would: (1) prohibit the harvest of stony corals, sea fans, gorgonians, and live rock, except for scientific research, education, and habitat restoration; (2) limit harvest of other invertebrates to dip nets and slurp guns, with certain exceptions; and (3) prohibit the use of chemicals and explosives.

Timetable:

Action	Date	FR Cite
NPRM	09/18/95	60 FR 46806
NPRM Comment	10/16/95	
Period End		
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AE47

669. AMENDMENT 21B TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 675

Legal Deadline: NPRM, Statutory. Final, Statutory. NPRM 15 days and final action 110 days after receipt from the fishery management council.

Abstract: Amendment authorizes measures pertaining to salmon bycatch in the trawl fisheries of the Bering Sea and Aleutian Islands; Salmon time/area closures.

Timetable:

Action	Date	FR Cite
NPRM	09/08/95	60 FR 46811
NPRM Comment	10/20/95	
Period End		
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AE97

670. AMENDMENT 5 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL, SQUID, AND BUTTERFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 655

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from the fishery management council.

Abstract: Amendment 5 would establish a moratorium on entry of vessels to the commercial fisheries for LOLIGO and ILLEX squid and for butterfish and would establish criteria for announcing a control date for Atlantic mackerel. It would specify new procedures for setting annual quotas including TALFF. Permits would be required for commercial vessels, party and charter boats, operators and dealers. It would establish logbook and/or reporting requirements for commercial vessels, party and charter boats, and dealers.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	
NPRM Comment	11/00/95	
Period End		
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200

RIN: 0648-AF01

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671. AMENDMENT 9 TO THE FMP FOR ATLANTIC SURF CLAM AND OCEAN QUAHOG**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 652**Legal Deadline:** NPRM, Statutory. NPRM 15 days from date amendment review begins and council is sent copy for comments.**Abstract:** This amendment would manage the fishery for mahogany clams (ocean quahogs) off a portion of the coast of Maine, in the EEZ.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	06/00/96	
Final Action	09/00/96	
Final Action Effective	10/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200**RIN:** 0648-AF41**672. REGULATORY AMENDMENT REGARDING MESH SIZE IN TRAWLS AND ROCK SOLE VESSEL INCENTIVE PROGRAM STANDARDS IN ALASKA GROUND FISH FISHERIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** None**Abstract:** This regulatory amendment specifies trawl mesh size to reduce bycatch of undersized fish and reduce waste in the Alaska groundfish fisheries.**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AF57**673. REGULATORY AMENDMENT FOR RED GROUPER IN THE GULF OF MEXICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 641**Legal Deadline:** None**Abstract:** This regulatory amendment would decrease the minimum allowable size of red grouper for the commercial fishery from 20 to 18 inches for fish caught from the exclusive economic zone (EEZ) in the Gulf of Mexico. This action is based, in part, on the 1993 stock assessment for red grouper and would facilitate the commercial harvest of the entire 1995 shallow-water grouper quota (quota has not been fully caught in recent years), as established by the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico (FMP). The regulatory amendment is prepared by the Gulf of Mexico Council and reviewed and implemented by NMFS under FMP framework procedures.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301**RIN:** 0648-AF78**674. AMENDMENT 1 TO THE FMP FOR THE SCALLOP FISHERY OFF ALASKA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 673**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Region Fishery Management Council.

Abstract: This FMP amendment would authorize a scallop fishery in Federal waters off Alaska which federalizes certain state of Alaska management measures and establishes a moratorium on the entry of new vessels into the scallop fishery to control continued growth in fishing capacity.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AF81**675. FISHERY MANAGEMENT PLAN FOR ATLANTIC TUNAS****Priority:** Other Significant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 285**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after beginning of review.

Abstract: This Fishery Management Plan will establish management measures for Atlantic tunas under authority of the Magnuson Act, as well as the Atlantic Tunas Convention Act, as set forth in the 1990 amendments to the Magnuson Act.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	

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Action	Date	FR Cite
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-7334

RIN: 0648-AF86

676. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BILLFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 644

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after beginning of review.

Abstract: This amendment will define overfishing for Atlantic billfish, clarify the plan objectives and the definition of optimum yield, and implement regulatory changes to reduce fishing mortality.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	03/00/96	
Final Action	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1335 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-7334

RIN: 0648-AF88

677. AMENDMENT 8 TO THE PACIFIC COAST GROUND FISH FMP TO IMPLEMENT INDIVIDUAL QUOTAS FOR THE FIXED-GEAR SABLEFISH FISHERY (OR REGULATORY AMENDMENT FOR NONTRAWL TRIP LIMITS)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Pacific Fishery Management Council.

Abstract: Regulations would implement Amendment 8 to the Pacific Coast Groundfish FMP to establish an individual quota system for sablefish caught with fixed gear off Washington, Oregon, and California. Alternatively a regulatory amendment may implement trip limits in the nontrawl sablefish fishery.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	03/00/97	
Final Action Effective	04/00/97	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AF90

678. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR COASTAL MIGRATORY PELAGIC RESOURCES OF THE GULF OF MEXICO AND SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 642

Legal Deadline: NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

Abstract: Amendment 8 management measures being considered include:

permits for commercial mackerel dealers; a 3,000-lb. commercial daily trip limit for Atlantic group king mackerel; extending the cobia management area to include the exclusive economic zone (EEZ) from Virginia to New York; reestablishing the boundary separating Gulf and Atlantic groups of king mackerel; a daily commercial trip limit for cobia; at-sea vessel-to-vessel transfer of Atlantic group Spanish mackerel among commercial vessels in the EEZ off Florida; providing the South Atlantic Fishery Management Council with the authority to decide on the management measures (quotas, trip limits, etc.) for Gulf group king mackerel in the seasonal fishery (November-March) in the area off the Florida east coast; and dividing the hook-and-line commercial quota of Gulf group king mackerel in the Florida west coast subzone equitably between user groups.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AG25

679. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 659

Legal Deadline: NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a Regional Fishery Management Council.

Abstract: Amendment 1 would add rock shrimp to the management unit of the Fishery Management Plan for the Shrimp Fishery of the South Atlantic;

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prohibit trawling for rock shrimp in designated areas; and require vessel and dealer permits.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301

RIN: 0648-AG26

680. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 646

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

Abstract: Amendment 8 would establish a minimum size limit of 15 inches (tail length), a bag limit, and establish a commercial trip limit for red porgy; establish similar measures for vermilion snapper; increase the minimum size limit for black sea bass and establish a zone where the use of sea bass pots would be prohibited within 30 miles of shore from approximately Frying Pan Shoals, North Carolina to Cape Roman, South Carolina; and change in the minimum size limit and bag limit for greater amberjack. Other possible measures include: changing the overfishing definition; establishing a transit zone for possession of fish traps in the Key West, Florida area, and clarifying the use of bottom longlines in the south Atlantic.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	

Action	Date	FR Cite
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301

RIN: 0648-AG27

681. AMENDMENTS 8, 11, AND 12 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 641

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

Abstract: Amendment 8 would implement an individual transferable quota and/or license limitation system to control access to the Gulf of Mexico red snapper fishery; include an allocation of quota shares with an appeals process; and may include restrictions on commercial transactions among permitted dealers and commercial vessels for reef fish caught in the exclusive economic zone of the Gulf of Mexico. Amendment 11 would revise the annual framework procedure; limit certain reef fish transactions by permitted vessels and permitted dealers; allow transfer of reef fish permits and fish trap endorsements upon death or disability; allow a transfer of certain fish trap endorsements; implement a new reef fish permit moratorium until December 31, 2000; allow permit transfers to other persons with vessels by qualifying permitted vessels owners; and require charter vessel and headboat permits. Amendment 12 may modify the framework procedure; allow commercial hook-and-line harvest of reef fish by shrimp trawl vessels; revise the definition of bait; modify the provisions regarding personal consumption of reef fish at sea; re-specify reef fish transport

documentation requirements; reduce red snapper bag limit to zero for permitted vessels when the commercial quota is filled; remove future red snapper size limit increases for the commercial sector; establish aggregate daily bag limits; revise amberjack size and bag limits; and increase gag and black grouper size limits.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	11/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Amendment 11

NPRM 10/00/95
NPRM Comment Period End 11/00/95
Final Rule 12/00/95
Final Rule Effective 01/00/96

Amendment 12

Final Rule Effective 10/00/95
NPRM 11/00/95
Final Rule 11/00/95
NPRM Comment Period End 01/00/96

Amendment 8

NPRM 08/29/95 (60 FR 44825)
NPRM Comment Period End 10/10/95
Final Rule 11/00/95
Final Rule Effective 12/00/95

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301

RIN: 0648-AG29

682. REGULATORY AMENDMENT TO PROHIBIT USE OF OPEN ACCESS AND LIMITED ENTRY GEAR ON THE SAME TRIP FOR THE PACIFIC COAST GROUND FISH FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This rule would not allow a vessel to use both open access gear and limited entry gear on the same fishing trip. Allowing both gears on the same trip causes potential problems in enforcement and determination of which trip limits apply.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
NPRM Comment Period End	07/00/96	
Final Action	08/00/96	
Final Action Effective	09/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070

Phone: 206 526-6150

RIN: 0648-AG30

683. REGULATORY AMENDMENT DESIGNATING "ROUTINE" TRIP LIMITS IN THE PACIFIC COAST GROUND FISH FISHERY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 663**Legal Deadline:** None

Abstract: This rule would enable timely inseason adjustments to trip and size limits for certain species, so that the harvest guidelines or allocations for those species are not exceeded. The species include lingcod, canary rockfish, and, in the open access fishery, all species of groundfish individually or in any combination (including species caught incidental to the California halibut or sea cucumber fishery.)

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070

Phone: 206 526-6150

RIN: 0648-AG31

684. REGULATORY AMENDMENT TO REQUIRE PROCESSING VESSELS IN THE POLLOCK FISHERY TO WEIGH CATCH AT SEA**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** None

Abstract: Regulatory amendment to require processor vessels participating in the pollock fishery to weigh all catch on a scale before processing or discarding.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	
Final Action	02/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 98802

Phone: 907 586-7228

RIN: 0648-AG32

685. AMENDMENT 33 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI AND AMENDMENT 37 TO THE FMP FOR GROUND FISH OF THE GOA**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from the Regional Fishery Management Council.

Abstract: Allow processing (freezing) of non-individual fishing quota species on vessels using catcher vessel individual fishing quota and disallowing catcher vessel halibut individual fishing quota use on freezer vessels.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	

Action	Date	FR Cite
Final Action	02/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802

Phone: 902 586-7228

RIN: 0648-AG41

686. GENERAL PROVISIONS FOR DOMESTIC FISHERIES—STANDARD DEFINITIONS/ GUIDELINES FOR COUNCIL OPERATIONS/ADMINISTRATION: OATH, VOTING, COMPENSATION, INSURANCE, UNUSED LEAVE**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 620; 50 CFR 601; 50 CFR 605**Legal Deadline:** None

Abstract: This action would standardize definitions for: vessels-for-hire engaged in recreational fishing (VHERF), charter boat, headboat; and marine recreational and commercial fishing and fishermen. This action would also revise the Oath of Office taken by members appointed to the Regional Fishery Management Councils (Councils), revise Council members' compensation, revise procedures for voting on a motion, revise procurement section to allow Councils to purchase property insurance, and revise procedures for the payment of unused annual/sick leave upon retirement or death.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	10/00/96	
Final Action	11/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries, Conservation and Management, Department of Commerce, National

DOC—NOAA

Proposed Rule Stage

Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AG46

687. REGULATORY AMENDMENT TO CHANGE RECORDKEEPING AND REPORTING REQUIREMENTS IN ALASKA GROUND FISH FISHERIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 672; 50 CFR 675

Legal Deadline: None

Abstract: This regulatory amendment would revise recordkeeping and reporting requirements to establish separate reporting areas for Federal and State waters and revises requirements for reporting and recordkeeping for harvesting and processing of groundfish off Alaska; provides authority to collect information with new forms.

Timetable:

Action	Date	FR Cite
NPRM	09/08/95	60 FR 46936
NPRM Comment Period End	10/10/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AG54

688. NEW DEALER REPORTING FORM FOR LARGE PELAGICS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq; 16 USC 1801 et seq

CFR Citation: 50 CFR 285; 50 CFR 630; 50 CFR 678

Legal Deadline: None

Abstract: Establishes a new dealer reporting system for ex-vessel buyers of Atlantic highly migratory species: Sharks, tunas, and swordfish. Replaces and consolidates current dealer reporting systems which differ by

region and species. In addition, this rule will establish reporting requirements for operators of recreational fishing tournaments for swordfish, sharks, tunas, billfish.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	05/00/96	
Final Action	05/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AG76

689. REGULATORY AMENDMENT TO IMPOSE RESTRICTIONS ON FISHING BLACK ROCKFISH OFF OREGON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This regulatory action would impose trip limits and time/area closures on black rockfish fishing off the coast of Oregon in order to preserve declining stocks of black rockfish. Restrictions on harvest and areas fished would adversely affect fishermen in the short term, but these measures are designed to protect black rockfish and encourage the rebuilding of stocks in the long term. These measures will be developed by the State of Oregon and complement measures in state waters.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	03/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National

Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070

Phone: 206 526-6150

RIN: 0648-AG81

690. REGULATORY AMENDMENT FOR MANAGING PELAGIC FISHERIES BY U.S. VESSELS BEYOND EEZ THROUGHOUT PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 685

Legal Deadline: None

Abstract: This regulatory amendment would extend permit, reporting, and observer placement requirements on longline vessels of the U.S. that are fishing stocks in the management unit for the Fishery Management Plan for Pelagic Fisheries of the Western Pacific Region beyond the exclusive economic zone in the Pacific Ocean. The rule is necessary for comprehensive monitoring of all vessels fishing common stocks and possibly affecting the status of the shared stocks, other fishery interests, or protected resources so that the need for conservation and management measures can be determined.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	07/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90804-4213
Phone: 310 980-4001

RIN: 0648-AG85

691. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC COAST RED DRUM

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 647

DOC—NOAA

Proposed Rule Stage

Legal Deadline: None**Abstract:** Amendment 1 would implement management measures to rebuild the overfished Atlantic coast red drum resource.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	06/00/96	
Final Action	08/00/96	
Final Action Effective	09/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301**RIN:** 0648-AG86**692. AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH FISHERY OF PUERTO RICO AND THE U.S. VIRGIN ISLANDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 669**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

Abstract: Amendment 3 would: revise the overfishing definition for red hind to ensure better conservation of this highly utilized resource; redefine the definition of fish traps; and establish a fish trap reduction program.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric

Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301

RIN: 0648-AG87**693. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND REEF-ASSOCIATED PLANTS AND INVERTEBRATES FOR PUERTO RICO AND THE U.S. VIRGIN ISLANDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** Not yet determined**Legal Deadline:** None**Abstract:** Amendment 1 would establish marine conservation districts to conserve representative reef areas and fishery habitat in the exclusive economic zone of the Caribbean.**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301**RIN:** 0648-AG88**694. REGULATORY AMENDMENT TO ADJUST RED SNAPPER MANAGEMENT MEASURES IN THE GULF OF MEXICO FOR 1996 SEASON****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 641**Legal Deadline:** None**Abstract:** This regulatory amendment may include measures to adjust the Gulf of Mexico red snapper bag limits, size limits, quotas, trip limits and/or seasonal and area openings.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Action	Date	FR Cite
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Final Action 12/00/95

Final Action Effective 01/00/96

First Regulatory Amendment

NPRM 01/00/96

NPRM Comment Period End 02/00/96

Final Rule 04/00/96

Final Rule Effective 05/00/96

Second Regulatory Amendment

NPRM 10/00/95

NPRM Comment Period End 11/00/95

Final Rule 12/00/95

Final Rule Effective 01/00/96

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301**RIN:** 0648-AG89**695. GENERIC FISHERY MANAGEMENT PLAN AMENDMENT FOR THE DEFINITION OF TRAPS IN THE GULF OF MEXICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 640; 50 CFR 641; 50 CFR 654; 50 CFR 658**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

Abstract: This amendment would: (1) modify the construction specifications for a spiny lobster trap used in the exclusive economic zone (EEZ) of the Gulf of Mexico, and establish specifications for stone crab trap used in the Gulf EEZ; (2) prohibit the use of blue crab traps in the EEZ off Florida; and (3) establish geographic and reef fish bycatch restrictions for traps other than reef fish traps area in the Gulf EEZ.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/96	
NPRM Comment Period End	09/00/96	
Final Action	11/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

DOC—NOAA

Proposed Rule Stage

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432 Phone: 813 570-5301
RIN: 0648-AG90

696. REGULATORY AMENDMENT FOR GRID SORTING

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 672
Legal Deadline: None

Abstract: Mandatory requirement for specified trawl operations to install sorting grids to facilitate more timely return to the sea of bycatch of halibut, thereby reducing halibut bycatch mortality.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	10/00/96	
Final Action	12/00/96	
Final Action Effective	01/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
 Phone: 907 586-7228

RIN: 0648-AG93

697. REGULATORY AMENDMENT FOR THE GULF OF ALASKA SEAMOUNT FISHERIES

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 672
Legal Deadline: None

Abstract: To provide effective management tools for monitoring groundfish catch harvested seaward of the EEZ to discourage illegal harvests in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Action	Date	FR Cite
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
 Phone: 907 586-7228

RIN: 0648-AG94

698. REGULATORY AMENDMENT TO PROVIDE CLARIFICATION OF SEPARATE QUALIFICATION FOR HALIBUT AND SABLEFISH QUOTA SHARES

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 676

Legal Deadline: None

Abstract: This regulatory Amendment would clarify that applicant qualification under one individual fishing quota species would not automatically qualify the applicant for qualification under other individual fishing quota species.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
 Phone: 907 586-7228

RIN: 0648-AG96

699. REGULATORY AMENDMENT ALLOWING EARLY INDIVIDUAL FISHING QUOTA FISHING IN THE ALEUTIAN ISLANDS AREA

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 676
Legal Deadline: None

Abstract: To alter season opening date for sablefish in the Aleutian Islands subarea of the Bering Sea and Aleutian Islands groundfish fishery to relieve restrictions on a small number of vessels that traditionally fish in that area.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
NPRM Comment Period End	07/00/96	
Final Action	08/00/96	
Final Action Effective	09/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
 Phone: 907 586-7228

RIN: 0648-AG97

700. AMENDMENT 32 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI AND AMENDMENT 36 TO THE FMP FOR THE GROUND FISH OF THE GOA

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 676

Legal Deadline: NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the regional fishery management council.

Abstract: One-time trade of groundfish quota shares between Gulf of Alaska and Bering Sea and Aleutian Islands areas regardless of vessel and block categories.

Timetable:

Action	Date	FR Cite
NPRM	10/13/95	60 FR 53331
NPRM Comment Period End	11/27/95	

DOC—NOAA

Proposed Rule Stage

Action	Date	FR Cite
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Steven Pennoyer,
Director, Alaska Region, NMFS,
Department of Commerce, National
Oceanic and Atmospheric
Administration, P.O. Box 21668,
Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AG99

701. AMENDMENT 38 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI AND AMENDMENT 40 TO THE FMP FOR THE GROUND FISH FISHERY OF THE GOA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 672; 50 CFR 675

Legal Deadline: NPRM, Statutory.
Final, Statutory. Other, Statutory.
NPRM 15 days and final action
effective 110 days after receipt from the
Regional Fishery Management Council

Abstract: These amendments would
extend the inshore/offshore allocation
scheme.

Timetable:

Action	Date	FR Cite
NPRM	09/18/95	60 FR 48087
NPRM Comment Period End	11/02/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: RIN 0648-AG96
has been incorporated into RIN 0648-
AH00.

Agency Contact: Steven Pennoyer,
Director, Alaska Region, NMFS,
Department of Commerce, National
Oceanic and Atmospheric
Administration, P.O. Box 21668,
Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AH00

702. AMENDMENT 34 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 676

Legal Deadline: NPRM, Statutory.
Final, Statutory.

NPRM 15 days and Final Action 110
days after receipt from the Regional
Fishery Management Council.

Abstract: Increase personal/vessel use
limits to relieve potentially unnecessary
restrictions on Individual Fishing
Quota use.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	10/00/96	
Final Action	11/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Steven Pennoyer,
Director, Alaska Region, NMFS,
Department of Commerce, National
Oceanic and Atmospheric
Administration, P.O. Box 21668,
Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AH02

703. AMENDMENT 26 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AND AMENDMENT 29 TO THE FMP FOR THE GROUND FISH FISHERY OF THE GULF OF ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 672; 50 CFR 675

Legal Deadline: NPRM, Statutory.
Final, Statutory.

NPRM 15 days and final action 110
days after receipt from the Regional
Fishery Management Council.

Abstract: Authorize voluntary retention
and processing of salmon taken as
bycatch in the Alaska trawl fisheries for
donation to food bank organizations.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	03/00/96	

Action	Date	FR Cite
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Steven Pennoyer,
Director, Alaska Region, NMFS,
Department of Commerce, National
Oceanic and Atmospheric
Administration, P.O. Box 21668,
Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AH03

704. FISHERY MANAGEMENT PLAN FOR SCUP NORTH OF CAPE HATTERAS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 635

Legal Deadline: NPRM, Statutory,
November 15, 1994.

Abstract: A new fishery management
plan for scup (*Stenotomus chrysops*)
north of Cape Hatteras will be
implemented. Proposed management
measures are unknown at this time
(January, 1995), and may include but
are not limited to a minimum fish size,
gear specifications, seasons, and limited
access to the fishery.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Andrew A.
Rosenberg, Director, Northeast Region,
NMFS, Department of Commerce,
National Oceanic and Atmospheric
Administration, One Blackburn Drive,
Gloucester, MA 01930
Phone: 508 281-9250

RIN: 0648-AH05

705. FISHERY MANAGEMENT PLAN FOR BLACK SEA BASS NORTH OF CAPE HATTERAS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 637

DOC—NOAA

Proposed Rule Stage

Legal Deadline: NPRM, Statutory, November 15, 1994.

Abstract: The draft FMP has objectives to reduce fishing mortality to assure that overfishing does not occur, protect immature black sea bass to increase spawning stock biomass, and improve yield in the fisheries. Management measures contained in the draft FMP are designed to reduce exploitation rates in the fishery from the current amount of 41 percent to 14 percent by year 8 of the FMP. Measures include: (1) Minimum fish sizes and commercial gear regulations during the first two years of implementation, (2) a moratorium on entry to the commercial fishery, (3) permit requirements for commercial, party and charter boats and dealers; (4) operator permit requirements for commercial, party and charter boats; and (5) reporting requirements for commercial vessels, party and charter boats, and dealers.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 518 281-9250

RIN: 0648-AH06

706. REGULATORY AMENDMENT FOR MULTIPLE "A" PACIFIC GROUND FISH LIMITED ENTRY PERMITS PER VESSEL

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This regulatory action would amend Pacific Coast groundfish regulations to allow multiple "A" limited entry permits per vessel. This effectively may be accomplished by attaching trip limits to the permits rather than to the vessels.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
NPRM Comment Period End	07/00/96	
Final Action	11/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AH07

707. REGULATORY AMENDMENT TO FACILITATE MONITORING AND ENFORCEMENT IN THE PACIFIC COAST GROUND FISH FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This action would implement new regulatory provisions and modify existing regulatory provisions to facilitate monitoring of fishing activities and enforcement in the Pacific Coast groundfish fishery. It also would make miscellaneous technical clarifications to existing regulations.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AH21

708. FMP AMENDMENT 37 TO THE GROUND FISH FISHERY OF THE BSAI

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 675

Legal Deadline: NPRM, Statutory, Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Fishery Management Council.

Abstract: This FMP amendment would provide protection for the red king crab in trawl fisheries in a portion of Bycatch Zone 1 in the Bering Sea.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	04/00/96	
Final Action	06/00/96	
Final Action Effective	07/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99807
Phone: 907 586-7228

RIN: 0648-AH28

709. DEFINITION OF "SAFE BOARDING LADDER" FOR FISHERIES REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 620

Legal Deadline: None

Abstract: This regulatory amendment will define safe boarding conditions including standards for a boarding ladder to support an existing requirement for fishing vessels to provide a safe boarding ladder to authorized personnel.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Undetermined

DOC—NOAA

Proposed Rule Stage

Government Levels Affected:

Undetermined

Sectors Affected: 091 Commercial Fishing**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AH39**710. AMENDMENT 6 TO THE FISHERY MANAGEMENT PLAN FOR AMERICAN LOBSTER****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 649**Legal Deadline:** None**Abstract:** This amendment is designed to address overfishing of American lobster in four different effort management areas for this species. Measures may include effort control provisions such as trip limit-sea allocations or gear restrictions.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200**RIN:** 0648-AH41**711. ENFORCEMENT OF PERMIT REQUIREMENTS AND OTHER PROVISIONS GOVERNING THE NORTHWESTERN HAWAIIAN ISLANDS BOTTOMFISH FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 683**Legal Deadline:** None**Abstract:** This regulatory action will facilitate enforcement of regulations governing permit and permit reporting

requirements in the NW Hawaiian Islands Bottomfish Fishery. The regulation prohibits bottomfish fishing in the Maui Zone without a permit and requires vessels to display their official numbers. A new requirement for dealers to make their records available for inspection will support existing state requirements.

Timetable:

Action	Date	FR Cite
NPRM	08/18/95	60 FR 43106
NPRM Comment Period End	10/16/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001**RIN:** 0648-AH48**712. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 658**Legal Deadline:** None

NPRM 15 days and final action 110 days from receipt from Regional Fishery Management Council

Abstract: Amendment 9 would address the issue of the incidental catch (bycatch) of fish in shrimp trawls. Management measures being considered include: requiring the use of NMFS-approved bycatch reduction devices (BRDs) in the shrimp trawls in the exclusive economic zone (EEZ) of the Gulf of Mexico within the 110-fathom contour; requiring the use of NMFS-approved BRDs in shrimp trawls in specified areas of the Gulf of Mexico EEZ; criteria for NMFS approval of BRDs, including specifications for exclusion of bycatch and retention of shrimp; and seasonal and area restrictions to reduce bycatch.**Timetable:**

Action	Date	FR Cite
NPRM	03/00/96	

Action	Date	FR Cite
NPRM Comment Period End	04/00/96	
Final Action	06/00/96	
Final Action Effective	07/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301**RIN:** 0648-AH52**713. STRIPED BASS REGULATIONS FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 103-206**CFR Citation:** 50 CFR 656**Legal Deadline:** None**Abstract:** This action would change Federal striped bass regulations in the EEZ off the Atlantic Coast to support the Atlantic States Marine Fisheries Commission's Striped Bass Management Plan's Amendment 5.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal**Additional Information:** ASMFC's Amendment 5 was completed on 3/95. This amendment relaxes State regulations restricting the take of striped bass in recognition of the recovery of striped bass stocks along the Atlantic coast. Federal action is anticipated to change the current Federal closure to striped bass fishing in the EEZ to regulation which will be less restrictive and more compatible with State regulations.**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries, Conservation & Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AH57

DOC—NOAA

Proposed Rule Stage

714. FMP AMENDMENT FOR THE GROUND FISH FISHERY OF THE BSAI AND THE FMP AMENDMENT FOR THE GROUND FISH OF THE GOA**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 676**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from the Fishery Management Council.**Abstract:** These FMP amendments would make minor changes to the Individual Fishing Quota Program to facilitate implementation of the program and would increase individual fishing quota use limits.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/96	
NPRM Comment Period End	07/00/96	
Final Action	08/00/96	
Final Action Effective	09/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AH61**715. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BLUEFISH****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 628**Legal Deadline:** None**Abstract:** This amendment would revise the management of the fishery and include measures which will be specified annually for commercial quotas and recreational possession limits for Atlantic Bluefish in the U.S. EEZ.**Timetable:**

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	04/00/96	
Final Action	05/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200**RIN:** 0648-AH63**716. AMENDMENT 39 TO THE FMP FOR GROUND FISH FISHERY OF BSAI, AMENDMENT 41 TO THE FMP FOR GROUND FISH OF THE GOA AND AMENDMENT 5 TO THE FMP FOR COMMERCIAL KING & TANNER CRAB FISHERIES OF THE BSAI****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 671; 50 CFR 672; 50 CFR 675**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

Abstract: Amendments authorize implementation of a license limitation program.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/96	
NPRM Comment Period End	07/00/96	
Final Action	08/00/96	
Final Action Effective	09/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AH65**717. FMP AMENDMENT 36 FOR THE GROUND FISH FISHERY OF THE BSAI AND FMP AMENDMENT 39 FOR THE GROUND FISH OF THE GOA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a Regional Fishery Management Council.

Abstract: This regulatory amendment deletes osmerid species from the "other species" category to protect important forage fish. Osmerid species would either be established as a separate total allowable catch category or established as a prohibited species.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/96	
NPRM Comment Period End	06/00/96	
Final Action	07/00/96	
Final Action Effective	08/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AH67**718. FMP AMENDMENT 38 FOR THE GROUND FISH FISHERY OF THE GOA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

Abstract: This FMP amendment makes changes to the Gulf of Alaska Pacific ocean perch rockfish rebuilding program.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	06/00/96	
Final Action	07/00/96	
Final Action Effective	08/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS,

DOC—NOAA

Proposed Rule Stage

Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228
RIN: 0648-AH68

719. AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERIES

Priority: Economically Significant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 651

Legal Deadline: None

Abstract: Amendment 7 to the FMP is designed to implement measures that will reduce fishing mortality to a level as close as possible to zero for haddock, cod, and yellowtail flounder throughout the range of those fish stocks. The measures are expected to include seasonal area closures and total allowable catches for groundfish other than haddock, cod, and yellowtail flounder. This action is necessary to begin rebuilding of groundfish species which currently are at historically low levels of abundance.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200
RIN: 0648-AH70

720. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO (FMP)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 658

Legal Deadline: NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from the Fishery Management Council.

Abstract: Amendment 8 proposes to establish a framework procedure authorizing the Director, Southeast Region, National Marine Fisheries Service, to set total allowable catch for royal red shrimp in the Gulf of Mexico exclusive economic zone, up to 130 percent of the current estimate of maximum sustainable yield (392,000 pound tails) for 2 consecutive years.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AH72

721. AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND CORAL REEFS OF THE SOUTHERN ATLANTIC STATES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 638

Legal Deadline: None

Abstract: Amendment 3 would establish permitting requirements for live rock aquaculture in the South Atlantic, regulate octocorals north of Florida, and prohibit anchoring of fishing vessels in the Oculina Bank Habitat Area of Particular Concern.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National

Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AH74

722. REGULATORY ADJUSTMENTS TO THE FMP FOR SHARKS OF THE ATLANTIC OCEAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 678

Legal Deadline: None

Abstract: Would allow for certain regulatory adjustments within the FMP Framework.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
Final Action	02/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AH77

723. PLAN AMENDMENT TO FMP FOR SHARKS OF THE ATLANTIC OCEAN THAT WOULD LIMIT ENTRY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 678

Legal Deadline: None

Abstract: Amendment would allow for permit moratorium/limited entry into the Commercial Shark Fishery

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	
Final Action	07/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

DOC—NOAA

Proposed Rule Stage

Phone: 301 713-2334

RIN: 0648-AH78

724. REGULATORY AMENDMENT REGARDING EXERCISE OF RIGHTS OF NORTHWEST TREATY INDIAN TRIBES TO HARVEST GROUND FISH**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 663**Legal Deadline:** None

Abstract: Regulations would establish the framework for affected Northwest Indian tribes to exercise their treaty rights to harvest groundfish, as officially recognized for the first time by the Federal Government in 1994. Most of the harvest takes place in the EEZ and is governed by the Pacific Coast Groundfish FMP. These regulations would be modeled on similar regulations for salmon and halibut, and would include relevant definitions and descriptions of the tribes' fishing areas.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses**Government Levels Affected:**

Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115

Phone: 206 526-6150

RIN: 0648-AH84

725. FISHERY MANAGEMENT PLAN FOR THE GOLDEN CRAB FISHERY OFF THE SOUTH ATLANTIC REGION**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801**CFR Citation:** Not yet determined**Legal Deadline:** None

Abstract: This new Fishery Management Plan for the Golden Crab Fishery of the South Atlantic Region (FMP) would manage the golden crab

fishery in the exclusive economic zone off the southern Atlantic states. Possible FMP measures include: Area and season restrictions on fishing; size limits; trap escape panel requirements and other gear use measures; prohibition on harvest of females; limits on the number of fishery participants; and vessel and dealer permitting and reporting requirements. The purpose of the FMP is to control the expansion of this fishery in a manner that protects the golden crab resource while allowing for collection of biological and fishery data required to better manage this resource/fishery. The South Atlantic Fishery Management Council, which is developing the FMP, is concerned about the possible entrance into the fishery of a large number of fishermen who have been displaced from New England and Alaska fisheries; the golden crab resource is considered particularly vulnerable to overfishing. The FMP may contain a controlled fishery access program based, in part, on a demonstrated history of past golden crab landings. The advance notice of proposed rulemaking announced the Council's consideration of a control date of 4/07/95, as a possible cutoff date for determining historical fishery participation.

Timetable:

Action	Date	FR Cite
ANPRM	04/07/95	60 FR 17770
ANPRM Comment Period End	05/08/95	
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive north, St. Petersburg, FL 33702-2432

Phone: 813 570-5301

RIN: 0648-AH86

726. • PROPOSED RULE; AMENDMENT 7 TO THE SUMMER FLOUNDER FISHERY MANAGEMENT PLAN**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 625**Legal Deadline:** None

Abstract: The amendment would revise the fishing mortality rate reduction schedule for Summer Flounder.

Timetable:

Action	Date	FR Cite
NPRM	09/05/95	60 FR 46105
NPRM Comment Period End	10/02/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930-2298
Phone: 508 281-9200

RIN: 0648-AH94

727. • NOTICE OF CHANGES IN THE MANAGEMENT REGIMES FOR ATLANTIC AND GULF GROUPS OF KING AND SPANISH MACKEREL FOR THE 1996-97 FISHING YEAR**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 642**Legal Deadline:** None

Abstract: This rule would change the total allowable catch (TAC) for the Atlantic and Gulf migratory groups of king and Spanish mackerel for the 1996-97 fishing year under framework regulatory adjustment procedures for the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic.

Timetable:

Action	Date	FR Cite
NPRM	08/00/96	
Final Action	09/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS,

DOC—NOAA

Proposed Rule Stage

Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AI13

728. • AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 659

Legal Deadline: NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a Regional Fishery Management Council.

Abstract: Amendment 2 would add brown and pink shrimp to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic. It would also address incidental catch of fish in shrimp trawls. Management measures being considered include: developing specific bycatch reduction measures for all penaeid shrimp fisheries in the South Atlantic exclusive economic zone (EEZ), including requiring the use of NMFS-improved bycatch reduction devices (BRDs) in all penaeid shrimp trawls in the South Atlantic EEZ, to reduce bycatch component of weakfish and Spanish mackerel fishing mortality by 50 percent. Area1 and seasonal restrictions may also be considered to reduce bycatch.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AI15

729. • WITHDRAWAL OF FEDERAL FISHERIES REGULATIONS

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 625; 50 CFR 628; 50 CFR 640; 50 CFR 654; 50 CFR 656; 50 CFR 662; 50 CFR 674

Legal Deadline: None

Abstract: Withdraws Federal fishery regulations that can be managed adequately replaced by state fishery management regimes or that are no longer necessary.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI16

730. • CONSOLIDATION OF GENERAL FISHERY REGULATIONS OF THE UNITED STATES

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 600; 50 CFR 601; 50 CFR 602; 50 CFR 605; 50 CFR 611; 50 CFR 619; 50 CFR 620

Legal Deadline: None

Abstract: Consolidates general fishery regulations under the Magnuson Act to enhance usability and reduce regulatory text.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	
Final Action Effective	01/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI17

731. • CONSOLIDATION OF FISHERIES REGULATIONS OF ALASKA

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 671; 50 CFR 672; 50 CFR 675; 50 CFR 676; 50 CFR 677

Legal Deadline: None

Abstract: Consolidates existing marine fishery regulations of Alaska to enhance usability and reduce regulatory text.

Timetable:

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	
Final Action Effective	01/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI18

DOC—NOAA

Proposed Rule Stage

732. • CONSOLIDATION OF FISHERIES REGULATIONS OF THE PACIFIC COAST AND WESTERN PACIFIC**Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 661; 50 CFR 663; 50 CFR 680; 50 CFR 681; 50 CFR 683; 50 CFR 685**Legal Deadline:** None**Abstract:** Consolidates existing marine fishery regulations of the Pacific Coast (except Alaska) and Western Pacific to enhance usability and reduce regulatory text.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	
Final Action Effective	01/00/97	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AI19**733. • CONSOLIDATION OF FISHERIES REGULATIONS OF THE SOUTHEASTERN UNITED STATES, PUERTO RICO, AND THE U.S. VIRGIN ISLANDS****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 638; 50 CFR 641; 50 CFR 645; 50 CFR 646; 50 CFR 647; 50 CFR 659; 50 CFR 669**Legal Deadline:** None**Abstract:** Consolidates existing marine fishery regulations of the southeastern United States, Puerto Rico, and the U.S. Virgin Islands to enhance usability and reduce regulatory text.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	
Final Action Effective	01/00/97	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AI20**734. • CONSOLIDATION OF FISHERIES REGULATIONS OF THE NORTHEASTERN UNITED STATES****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 625; 50 CFR 650; 50 CFR 651; 50 CFR 652; 50 CFR 655; 50 CFR 657**Legal Deadline:** None**Abstract:** Consolidates existing regulations for marine fisheries of the northeastern United States to enhance usability and reduce regulatory text.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	
Final Action Effective	01/00/97	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2334

RIN: 0648-AI21**735. • CONSOLIDATION OF INTERNATIONAL FISHERIES REGULATIONS****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 951 to 961; 16 USC 1801 et seq; 16 USC 773 to 773k; 16 USC 3636(b)**CFR Citation:** 50 CFR 280; 50 CFR 299; 50 CFR 300; 50 CFR 301; 50 CFR 371; 50 CFR 695**Legal Deadline:** None**Abstract:** Consolidates existing international fishery regulations to enhance usability and reduce regulatory text.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AI22**736. • 1996 TOTAL ALLOWABLE CATCH OF ATLANTIC SWORDFISH****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq**CFR Citation:** 50 CFR 630**Legal Deadline:** None**Abstract:** This action will establish the total allowable catch of Atlantic swordfish for 1996.**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	

DOC—NOAA

Proposed Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI23

737. • AMENDMENT 10 TO THE FMP FOR ATLANTIC SURF CLAM AND OCEAN QUAHOG

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 652

Abstract: Amendment would revise the overfishing definitions.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9300

RIN: 0648-AI27

738. • CONSOLIDATION OF ATLANTIC HIGHLY MIGRATORY SPECIES REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq; 16 USC 1801 et seq

CFR Citation: 50 CFR 285; 50 CFR 630; 50 CFR 644; 50 CFR 678

Abstract: Consolidates existing Atlantic highly migratory species regulations to enhance usability and reduce regulatory text.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	
NPRM Comment Period End	08/00/96	
Final Action	10/00/96	
Final Action Effective	10/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI28

739. • 1996 ATLANTIC TUNA FISHERIES QUOTAS AND EFFORT CONTROLS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 285

Abstract: Sets fishing quotas and effort controls for 1996 Atlantic tuna fisheries.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	05/00/96	
Final Action	06/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI29

740. • REGULATORY AMENDMENT TO CHANGE THE NON-TRAWL SABLEFISH REGULAR SEASON IN THE PACIFIC COAST GROUND FISH FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This regulation would change the nontrawl sablefish season opening

from August 6 to August to October to enable the fleet to take better advantage of alternate fishing opportunities.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	05/00/96	
Final Action	07/00/96	
Final Action Effective	08/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700 Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AI30

741. • REGULATORY AMENDMENT REQUIRING LONGLINE VESSEL OPERATORS TO CARRY OBSERVERS AT NO COST TO U.S. GOVERNMENT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 685

Legal Deadline: None

Abstract: The current NMFS-funded longline fishery observer program would be replaced by an industry-funded program. NMFS would certify third-party providers of observer services, and vessel owners would contract with these third parties for observer services when advised that an observer must be carried by the vessel. An Observer Plan prepared by NMFS would establish the roles and relationships of NMFS, observer providers, and vessel owners.

Timetable:

Action	Date	FR Cite
Final Action	03/00/95	
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National

DOC—NOAA

Proposed Rule Stage

Oceanic and Atmospheric
Administration, 501 West Ocean Blvd.,
Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AI31

742. • AMENDMENT 9 TO THE WESTERN PACIFIC CRUSTACEAN FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 681

Legal Deadline: None

Abstract: Amendment 9 to the Fishery Management Plan for Crustacean Fisheries of the Western Pacific Region would establish a new harvest limitation program for the lobster fishery in the Northwestern Hawaiian Islands. An annual harvest guideline would be set based on a constant harvest rate and a fixed and explicit risk of overfishing. All lobsters caught could be retained. Season and area closures, limited entry, and reporting requirements would be unchanged. Framework procedures for future regulatory changes would be set, including direct closure of the fishery by the Regional Director when he/she projects the harvest guideline will have been reached.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Final Action	02/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AI32

743. • REGULATORY AMENDMENT TO CHANGE THE START OF THE WHITING REGULAR SEASON TO MAY 15 NORTH OF 42 DEGREES NORTH LATITUDE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: This regulation would shift the opening of the large-scale, "regular season" for Pacific whiting from April 15 to May 15 north of 42deg N. lat. A month delay is expected to result in better quality fish (since, in April, some are still in poor condition after spawning in the winter), greater dispersion of whiting along the coast (they migrate from south to north during the fishing season, with larger fish migrating further north), and reduced bycatch of some species, particularly chinook salmon, if the fishery occurs as it did in 1995.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AI34

744. • AMENDMENT 5 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 650

Legal Deadline: None

Abstract: Fishing effort for this fishery would be further consolidated through either individual transferable quotas or days at sea.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce,

National Oceanic and Atmospheric
Administration, One Blackburn Drive,
Gloucester, MA 01930
Phone: 508 281-9200

RIN: 0648-AI35

745. • FRAMEWORK ADJUSTMENT TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 650

Legal Deadline: None

Abstract: This framework adjustment would keep the seven-man crew size.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9250

RIN: 0648-AI37

746. • REGULATORY AMENDMENT TO ADJUST THE TOTAL ALLOWABLE CATCH FOR ROYAL RED SHRIMP IN THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 658

Legal Deadline: None

Abstract: In accordance with the framework procedures established under Amendment 8 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico, this regulatory amendment would temporarily increase the total allowable catch for royal red shrimp by 30 percent each year for two years from 392,000 pounds to 509,600 pounds.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
Final Action	02/00/96	

Small Entities Affected: Undetermined

DOC—NOAA

Proposed Rule Stage

Government Levels Affected:

Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AI39

747. • AMENDMENT 1 TO THE NORTH PACIFIC FISHERY RESEARCH PLAN**Priority:** Substantive, Nonsignificant**Legal Authority:** 17 USC 1801 et seq**CFR Citation:** 50 CFR 677**Legal Deadline:** NPRM, Statutory. Final, Statutory.

Within 60 days after receipt of a plan from North Pacific Council NMFS shall publish proposed regulations and within 45 days of the close of comment period, NMFS will publish final regulations.

Abstract: Amendment 1 to the Research Plan would delay full implementation of the Research Plan until 1997 and establish 1996 observer requirements for the Research Plan Fisheries.

Timetable:

Action	Date	FR Cite
NPRM	09/11/95	60 FR 47142
NPRM Comment Period End	11/06/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:**

Undetermined

Additional Information: The proposed rule contained RIN 0648-AD80. This document reflects a new RIN number.

Agency Contact: Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AI40

748. GENERAL PROVISIONS FOR DOMESTIC FISHERIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801-81 Magnuson Act**CFR Citation:** 50 CFR 620**Legal Deadline:** None

Abstract: The amendments to the Magnuson Act of November 14, 1990, added several new prohibitions such as the ban on large-scale driftnet fishing and the prohibition on assaulting observers. The regulations at 50 CFR 620 contain the prohibitions that apply generally to domestic fishing regulated under the Magnuson Act. The regulations must be amended to reflect the recent amendments to the Magnuson Act and to update and improve current language generally. The alternative would be to leave the regulatory language as it is now. This would be unacceptable because it would leave the regulation out of date and inconsistent with the current statutory language. The benefits would be to improve the current regulations and to clarify the scope of the new statutory language. There are no potential costs identified.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Joel LaBissonniere, Attorney, Office of General Counsel--Enforcement and Litigation, Department of Commerce, National Oceanic and Atmospheric Administration, Office of General Counsel, 8484 Georgia Avenue, Fourth Floor, Silver Spring, MD 20910
Phone: 301 427-2202

RIN: 0648-AE39

749. PRESCRIPTION OF FISHWAYS UNDER SECTION 18 OF THE FEDERAL POWER ACT**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 791a et seq**CFR Citation:** 50 CFR 405 (New)**Legal Deadline:** None

Abstract: The Department of the Interior and the Department of Commerce (Departments) seek advance comments on a proposed rule to implement the Departments' authority to prescribe fishways under section 18 of the Federal Power Act (FPA). The proposed rule is a procedural rule that identifies how the Departments would prescribe fishways included in Federal Energy Regulatory Commission licenses for hydropower facilities. It includes a

definition of fishways that comports with the language of the National Energy Policy Act of 1992 (PL 102-496). The Departments' objectives are to codify agency practice as well as provide applicants with notice of the Departments' information needs and prescription procedures. This should eliminate unnecessary costs, confusion, and procedural burdens on hydropower project sponsors while protecting important fishery resources affected by hydropower projects.

The Departments are interested in advance comments on the proposed procedures and definitions. The no-action option will be used as a baseline for analysis. Benefits and costs of the proposal have not been quantified. However, the process of licensing hydropower facilities requires an economic and environmental analysis for each action.

Timetable:

Action	Date	FR Cite
ANPRM	09/01/94	59 FR 45255
ANPRM Comment Period End	10/31/94	
NPRM	11/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: John Hall, Chief, Anadromous Fish Habitat, Conservation Division, Department of Commerce, National Oceanic and Atmospheric Administration, NMFS - F/HP4, Silver Spring, MD 20910
Phone: 301 713-2325

RIN: 0648-AG53

750. SCREENING OF WATER DIVERSIONS TO PROTECT SACRAMENTO RIVER WINTER-RUN CHINOOK SALMON**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1533 et seq**CFR Citation:** 50 CFR 227; 50 CFR 222**Legal Deadline:** None

Abstract: NMFS is considering proposing regulations under the Endangered Species Act that would establish screening requirements for water diversions from the Sacramento River and Delta to protect a listed species, the winter-run chinook salmon. There are over 2,000 unscreened diversions along the River and Delta. NMFS is concerned that these

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Proposed Rule Stage

unscreened diversions may cause substantial losses of juvenile salmon.

Timetable:

Action	Date	FR Cite
ANPRM	10/18/93	58 FR 53703
ANPRM Comment Period End	12/18/93	
Extension of Comment Period for 90 Days	01/20/94	59 FR 3068
NPRM	03/00/96	
NPRM Comment Period End	05/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Margaret C. Lorenz, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AF80

751. FOREIGN NATIONS' MARINE MAMMAL PROGRAM AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24(e)(5)(v)(B)

Legal Deadline: None

Abstract: This rule will change the requirement that foreign nations make changes to their marine mammal programs within 180 days of the date such changes are effective for U.S. fishermen. This is necessary to provide more time for foreign governments to make such changes.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AG05

752. DESIGNATION OF CRITICAL HABITAT FOR THE GULF OF MAINE POPULATION OF HARBOR PORPOISE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq, Endangered Species Act

CFR Citation: 50 CFR 226

Legal Deadline: None

The ESA requires critical habitat designation within one year of the listing date. The listing has not been made final to date.

Abstract: Pursuant to the Endangered Species Act (ESA) NMFS will propose to designate critical habitat for the Gulf of Maine harbor porpoise population following if the population is listed under the ESA.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Proposed designation is dependent upon final determination to list the Gulf of Maine population of harbor porpoise as threatened under the Endangered Species Act. Deadlines and action dates are also dependent upon the date of final listing. This date has yet to be established.

Agency Contact: Michael Payne, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322

RIN: 0648-AG06

753. TAKING AND IMPORTING OF MARINE MAMMALS: TUNA PURSE SEINE VESSEL OBSERVER EXPENSES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

Legal Deadline: None

Abstract: NMFS proposes to amend its regulations governing the reimbursement of tuna vessel owners for the cost of carrying NMFS observers (50 CFR 216.24(f)(4)). The regulations require that a U.S.-flag tuna purse seine

vessel holding a certificate of inclusion under the general permit issued to the American Tunaboat Association carry an observer when assigned by the Director, Southwest Region, NMFS. The regulations currently require that NMFS reimburse vessel operators for all costs associated with carrying the observers. The proposed rule change would require that "the vessel owner shall incur all reasonable costs directly related to the quartering and maintaining of such observers on board such vessels."

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 301 980-4001

RIN: 0648-AG35

754. TAKING AND IMPORTING OF MARINE MAMMALS; TAKING OF MARINE MAMMALS UNDER THE ATA PERMIT AFTER FEBRUARY 28, 1994

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: Final, Statutory, March 1, 1994.

Abstract: The International Dolphin Conservation Act provides that, if no major purse seine tuna fishing country enters into an agreement for a moratorium on setting on marine mammals during the course of commercial fishing operations, the total dolphin mortalities authorized under the general permit issued to the American Tunaboat Association shall not exceed the number of dolphin mortalities which occurred under the permit during the preceding year.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

DOC—NOAA

Proposed Rule Stage

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AG36

**755. GENERAL PROVISIONS;
ENDANGERED FISH OR WILDLIFE;
THREATENED FISH AND WILDLIFE;
SEA TURTLE CONSERVATION
MEASURES (SEC. 9 PROTECTION)**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 217; 50 CFR 220; 50 CFR 221; 50 CFR 222; 50 CFR 223; 50 CFR 224; 50 CFR 227

Legal Deadline: None

Abstract: NMFS proposes to make both technical and substantive changes to the ESA regulations. These changes would make the implementing regulations easier to understand and to enforce. NMFS also proposes to substantively change ESA regulations by prohibiting the take of threatened, as well as endangered, species. NMFS also proposes to amend the regulations to allow non-Federal parties to incidentally take threatened species with an incidental take permit.

Timetable:

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: State

Agency Contact: Russell J. Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC #3, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AG38

**756. DESIGNATED CRITICAL
HABITAT; PACIFIC STEELHEAD**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, February 16, 1995. Final, Statutory, February 16, 1996.
Endangered Species Act section 4(b)(3)(D)(ii)

Abstract: The regulation will propose critical habitat designation for coastal steelhead populations that are proposed for listing under the Endangered Species Act in California, Oregon, and Washington.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Final Action	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AG49

**757. DESIGNATED CRITICAL
HABITAT; PACIFIC COHO SALMON**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, October 26, 1994. Final, Statutory, July 25, 1996.
Endangered Species Act sec. 4(b)(3)(D)(ii)

Abstract: The regulation will propose critical habitat designation for coastal coho salmon populations that are proposed for listing under the Endangered Species Act in California, Oregon, and Washington.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Final Action	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AG56

**758. DESIGNATED CRITICAL
HABITAT; UMPQUA RIVER SEA-RUN
CUTTHROAT TROUT**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, April 1, 1994. Final, Statutory, July 8, 1995.
Endangered Species Act sec. 4(b)(3)(D)(ii)

Abstract: NMFS has issued a proposed rule to list the Umpqua River cutthroat trout in Oregon as endangered under the Endangered Species Act of 1973. NMFS has also determined that the Umpqua River cutthroat trout is a "species" as interpreted under the ESA. Upon completion of an analysis on the critical habitat for the Umpqua River cutthroat trout, NMFS plans to propose critical habitat for the species.

Timetable:

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Interim Final Rule	11/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AG58

**759. PROPOSED RULE TO
AUTHORIZE LETHAL TAKINGS OF
MARINE MAMMALS BY STATE
AUTHORITIES**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq
The Marine Mammal Protection Act

DOC—NOAA

Proposed Rule Stage

CFR Citation: 50 CFR 216**Legal Deadline:** None

Abstract: Section 120 of the MMPA as amended in 1994 provides the Secretary the discretion to authorize the intentional lethal taking of individually identifiable pinnipeds which are having a significant negative impact on salmonids that are either 1) listed under the ESA, 2) approaching a threatened or endangered status, or 3) migrate through the Ballard Locks in Seattle. The process for determining whether to implement the authority commences with a State developing and submitting an application that provides a detailed description of the interaction problem. If warranted by scientific evidence, NMFS is to establish a Pinniped-Fishery Interaction Task Force to address the situation described in the application and publish a notice in the Federal Register requesting public comment on the application. Within 60 days after establishment, and after reviewing public comments in response to the Federal Register notice, the Pinniped-Fishery Interaction Task Force is to recommend approval or denial of the proposed intentional lethal taking along with recommendations on the proposed location, time, and method of such taking, criteria for evaluating the success of the action, and the duration of the recommendations. NMFS must either approve or deny the application.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:**
Undetermined

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-2055

RIN: 0648-AG79

760. FINAL RULE TO AMEND MARINE MAMMAL REGULATIONS TO AUTHORIZE INCIDENTAL TAKINGS OF MARINE MAMMALS BY HARASSMENT AS AUTHORIZED BY PUBLIC LAW 103-238

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1361 et seq
The Marine Mammal Protection Act**CFR Citation:** 50 CFR 228; 50 CFR 216**Legal Deadline:** Final, Statutory,
January 1, 1995.

Abstract: On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law amended section 101(a)(5) to establish an expedited process by which citizens of the United States, who engage in a specified activity (other than commercial fishing) within a specific geographic region, can apply for an authorization to incidentally take small numbers of marine mammals by harassment. The proposed rule, if implemented, would establish specific time limits for public notice and comment on any requests for authorization which would be granted under this rule; implement procedures for the establishment of scientific peer review groups to review an applicant's monitoring plan when the taking may affect the availability of a stock for subsistence uses; and limit authorizations to a period of 1 year.

Timetable:

Action	Date	FR Cite
NPRM	05/31/95	60 FR 28379
NPRM Comment Period End	10/16/95	60 FR 35891
Final Action	01/00/96	

Small Entities Affected: Businesses,
Governmental Jurisdictions**Government Levels Affected:** State,
Local, Federal

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226

Phone: 301 713-2055

RIN: 0648-AG80

761. PROPOSED DESIGNATION OF CRITICAL HABITAT FOR PUGET SOUND SALMON STOCKS

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq
The Endangered Species Act**CFR Citation:** 50 CFR 226

Legal Deadline: NPRM, Statutory, March 14, 1995. Final, Statutory, March 14, 1996.
Endangered Species Act section 4(b)(3)(D)(ii)

Abstract: NMFS will propose critical habitat for Puget Sound salmon stocks if the species is/are proposed for listing under the Endangered Species Act. These stocks include (1) Hood Canal summer chum salmon, (2) Elwha River pink salmon, (3) Lower Dungeness River pink salmon, (4) North Fork Nooksack River spring chinook salmon, (5) South Fork Nooksack River spring chinook salmon, (6) Dungeness River spring chinook salmon, (7) Baker River sockeye salmon, (8) Discovery Bay chum salmon, and (9) White River spring chinook salmon. Mud Bay/Eld Inlet chum salmon were petitioned for listing on April 4, 1994, so this stock will be included in this rule, if warranted.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action	12/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:**
Undetermined

Agency Contact: Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-1401

RIN: 0648-AH11

DOC—NOAA

Proposed Rule Stage

762. PROPOSED RULE TO PROVIDE REGULATIONS FOR PERMITS FOR CAPTURE, TRANSPORT, IMPORT AND EXPORT OF PROTECTED SPECIES FOR PUBLIC DISPLAY, AND FOR MAINTAINING A CAPTIVE MARINE MAMMAL INVENTORY**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1372 (c)**CFR Citation:** 50 CFR 216**Legal Deadline:** Final, Statutory, January 1, 1995.**Abstract:** This proposed rule would revise and simplify criteria and procedures specific to permits for taking, transporting, importing, and exporting protected species for public display and provide convenient formats for reporting marine mammal captive holdings and transports as required by amendments made in 1994 to the Marine Mammal Protection Act.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Laurel Bryant, Marine Resource Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289**RIN:** 0648-AH26**763. PROPOSED RULE GOVERNING THE ISSUANCE OF PERMITS FOR MARINE MAMMAL PHOTOGRAPHY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1372 (c)(6)**CFR Citation:** 50 CFR 216**Legal Deadline:** None**Abstract:** This rule will provide for the issuance of permits to take marine mammals by only level B harassment for the purpose of educational or commercial photography.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Laurel Bryant, Marine Resources Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289**RIN:** 0648-AH31**764. SHRIMP VESSEL REGISTRATION REQUIREMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 227**Legal Deadline:** None

Pending settlement agreement may impose legal deadline.

Abstract: NMFS proposes to require permits on shrimp vessels operating in Federal waters. This action is required by the 11/14/94 jeopardy biological opinion.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment	12/00/95	
Period End		

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401**RIN:** 0648-AH87**765. CRITICAL HABITAT DESIGNATION FOR GREEN SEA TURTLES IN CULEBRA, PUERTO RICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 226**Legal Deadline:** None**Abstract:** NMFS proposes to designate portions of Culebra, Puerto Rico, as critical habitat for the threatened green sea turtle.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	01/00/96	
Period End		

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401**RIN:** 0648-AH88**766. IDENTIFICATION OF SPECIAL SEA TURTLE CONSERVATION AREAS AND APPROPRIATE CONSERVATION MEASURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 227; 50 CFR 217; 50 CFR 222**Legal Deadline:** None

Legal deadlines may be imposed by pending settlement agreement.

Abstract: NMFS proposes to identify areas requiring special sea turtle conservation measures such as limited tow times, TED restrictions, or area closures. This action is required by the 11/14/94 jeopardy biological opinion. This action includes the LGL petition for rulemaking to replace the Emergency Response Plan.**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment	03/00/96	
Period End		

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

DOC—NOAA

Proposed Rule Stage

Phone: 301 713-1401

RIN: 0648-AH89

767. • SEA TURTLE CONSERVATION; COMMERCIAL SHRIMP VESSEL PERMIT**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 652**Abstract:** These quotas establish allowable harvests of surf clam an ocean quahog from the exclusive economic zone in 1996.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	
Final Action	07/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined**Agency Contact:** Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9300

RIN: 0648-AI25

NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT**768. FLORIDA KEYS NATIONAL MARINE SANCTUARY****Regulatory Plan:** This entry is Seq. No. 15 in Part II of this issue of the Federal Register.

RIN: 0648-AD85

769. STREAMLINING OF NATIONAL MARINE SANCTUARY PROGRAM REGULATIONS**Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 16 USC 1431 to 1434**CFR Citation:** 15 CFR 924; 15 CFR 925; 15 CFR 935; 15 CFR 936; 15 CFR 938;

15 CFR 940; 15 CFR 941; 14 CFR 942; 15 CFR 953; 15 CFR 944

Legal Deadline: None**Abstract:** NPAA is reviewing all sanctuary regulations to eliminate duplicative language and make the regulations more concise and easier to read**Timetable:**

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	06/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Div., Office of Ocean and Coastal Resource Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, National Ocean Services, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910
Phone: 301 713-3155

RIN: 0648-AF23

770. HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 et seq (National Marine Sanctuary Act); PL 102-587 (Ocean Act of 1992), subtitle C-Hawaiian; Island National Marine Sanctuary Act**CFR Citation:** Not yet determined**Legal Deadline:** None**Abstract:** Regulations implement the Congressional designation of the Hawaiian Island, Humpback National Marine Sanctuary.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Div., Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (LN/ORM4), Silver Spring, MD 20910
Phone: 301 713-3185

RIN: 0648-AH91

771. RESTRICTING OR PROHIBITING ATTRACTING SHARKS IN THE MONTEREY BAY NATIONAL MARINE SANCTUARY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1434(a)(5)**CFR Citation:** Not yet determined**Legal Deadline:** None**Abstract:** The Sanctuaries and Reserves Division (SRD) is issuing an ANPR to inform the public that it is considering restricting or prohibiting attracting sharks by chum or other means in the Monterey Bay National Marine Sanctuary, and to invite written comments, advice, and recommendations. This ANPR is an optional preliminary step to notice and comment rulemaking. If SRD determines to amend the regulations, SRD must follow the appropriate procedures of notice and comment rulemaking under the Administrative Procedure Act. Further, SRD will consult, as required by the National Marine Sanctuaries Act at 16 USC 1434(a)(5), with the Pacific Fishery Management Council before it issues any Sanctuary regulations "for fishing."

Any future restrictions or prohibitions SRD places on attracting sharks by the use of chum or other means would be to ensure that Sanctuary resources or qualities would not be adversely impacted and/or to avoid conflict among various users of the Sanctuary. This is consistent with the purposes of the sanctuary designation.

Timetable:

Action	Date	FR Cite
ANPRM	02/28/95	60 FR 10812
ANPRM Comment Period End	04/14/95	
NPRM	11/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Elizabeth Moore, Sanctuaries and Reserve Office, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM4), Silver Spring, MD 20910
Phone: 301 713-3145

RIN: 0648-AH92

DOC—NOAA

Proposed Rule Stage

772. • ALLOWANCE OF SMALL-SCALE NON-INTRUSIVE JADE COLLECTING IN MONTEREY BAY NATIONAL MARINE SANCTUARY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1434(a)(5)**CFR Citation:** Not yet determined**Legal Deadline:** None

Abstract: The National Ocean Service, Sanctuaries and Reserve Division (SRD) is issuing an ANPRM to inform the public that it is considering allowing small-scale, non-intrusive jade collecting in the MBNMS, and to invite written comments, advice, and recommendations. There has been public interest in allowing jade collection in the MBNMS and this action will respond to and address those interests. If SRD determines to amend the regulations, it will issue a proposed rule with an additional 45-day comment period.

This action is considered not significant because the advance notice of proposed rulemaking simply presents an issue and course of action under consideration by SRD and requests comments from the public. This action will ensure that SRD takes into account all views on this issue. This action does not have an annual effect on the economy of \$100 million or more, nor does it adversely effect in a material way the economy, environment, public health or safety.

Timetable:

Action	Date	FR Cite
ANPRM	08/09/95	60 FR 40540
ANPRM Comment Period End	09/08/95	
NPRM	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Elizabeth Moore, Sanctuaries and Reserves Office, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910

Phone: 301 713-3145

RIN: 0648-AI06**773. • OCEAN THERMAL ENERGY CONVERSION LICENSING PROGRAM****Priority:** Substantive, Nonsignificant**Reinventing Government:** This

rulemaking is part of the Reinventing

Government effort. It will eliminate existing text in the CFR.

Legal Authority: Ocean Thermal Energy Conversion Act, as amended; 42 USC 9101 et seq

CFR Citation: 15 CFR 981**Legal Deadline:** None

Abstract: NOAA plans to propose the removal of 15 CFR Part 981 from the CFR.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: James P. Lawless, Deputy Director, NOAA Office of Ocean and Coastal Resource Mg, Department of Commerce, National Oceanic and Atmospheric Administration, NOAA/OCRM, 1305 East-West Highway 11th Floor, Silver Spring, MD 20910

Phone: 301 713-3155

RIN: 0648-AI42**774. • COASTAL ZONE MANAGEMENT PROGRAM DEVELOPMENT AND APPROVAL REGULATIONS****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: Coastal Zone Management Act, as amended; 16 USC 1451 et seq

CFR Citation: 15 CFR 923**Legal Deadline:** None

Abstract: NOAA plans to propose revising the coastal zone management program development and approval regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** James P. Lawless,

Deputy Director, NOAA Office of Ocean

and Coastal Resource Mg, Department of Commerce, National Oceanic and Atmospheric Administration, NOAA/OCRM, 1305 East-West Highway 11th Floor, Silver Spring, MD 20910

Phone: 301 713-3155

RIN: 0648-AI43**OFFICE OF THE ADMINISTRATOR****775. LICENSING OF PRIVATE REMOTE-SENSING SPACE SYSTEMS****Priority:** Other Significant**Legal Authority:** 15 USC 5624; PL 102-555**CFR Citation:** 15 CFR 960**Legal Deadline:** None

Abstract: Pub. L. 102-555 amends the Land Remote Sensing Commercialization Act of 1984 to transfer the LANDSAT program from the Department of Commerce to a joint NASA/DOD office. However, title II retains the basic provisions of title IV of the previous act authorizing the Secretary of Commerce to license private operators of land remote-sensing space systems who are subject to U.S. jurisdiction. The Secretary is required to consult with the Secretaries of Defense and State, who are responsible for determining conditions to protect national security and foreign policy concerns, respectively. The recent Act removes a regulatory restriction which required operators to make the data available to all customers on the same terms and conditions.

Timetable:

Action	Date	FR Cite
ANPRM	01/18/89	54 FR 01945
NPRM	04/00/96	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Catherine Shea, Staff Attorney, Department of Commerce, National Oceanic and Atmospheric Administration, 1325 East-West Highway, Room 18109, Silver Spring, MD 20910

Phone: 301 713-0053

RIN: 0648-AC64

DOC—NOAA

Proposed Rule Stage

776. NATURAL RESOURCE DAMAGE ASSESSMENT AND RESTORATION REGULATIONS

Regulatory Plan: This entry is Seq. No. 16 in Part II of this issue of the Federal Register.

RIN: 0648-AE13

777. NATIONAL WEATHER SERVICE MODERNIZATION CRITERIA FOR AUTHORIZATION CERTIFICATION

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-567; 15 USC 313 note

CFR Citation: 15 CFR 946; 15 CFR 946 app A

Legal Deadline: Final, Statutory, October 29, 1993.

Abstract: The Secretary of Commerce, in consultation with the National Research Council and the Modernization Transition Committee, and after notice and opportunity for public comment, shall publish in the Federal Register modernization criteria (including all requirements and procedures) for certifying action to automate a field office under section 706 of Public Law 102-567.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Nicholas Scheller, Implementation Manager, Department of Commerce, National Oceanic and Atmospheric Administration, Room 9348, 1325 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1002

RIN: 0648-AF72

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE**778. REGULATORY AMENDMENT TO IMPLEMENT PERMIT, REPORTING, AND RECORDKEEPING AND OBSERVER REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET AND THEIR CATCHER VESSELS; PACIFIC COAST GROUND FISH**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 663

Legal Deadline: None

Abstract: Regulations would implement a comprehensive data collection and regulatory program for all processing vessels longer than 125 feet and for all harvesting vessels that deliver their catch to those vessels in the groundfish fishery off Washington, Oregon, and California. This program would consist of: (1) a requirement that processing vessels carry NMFS-certified observers; (2) a requirement for a mandatory Federal permit; (3) recordkeeping and reporting requirements; and (4) a definition for "fishing trip" for processing vessels over 125 feet in length for the purpose of applying trip landing and frequency limits.

Timetable:

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	

Action	Date	FR Cite
Final Action	03/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AE01

779. REGULATORY AMENDMENT ON INTERACTIVE COMMUNICATIONS IN THE GROUND FISH FISHERIES OF THE GOA AND BSAI

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 672; 50 CFR 675

Legal Deadline: None

Abstract: This action specifies requirements for interactive communications equipment for vessels and processors in the groundfish fisheries of the Gulf of Alaska and Bering Sea and Aleutian Islands area to enhance reporting and recordkeeping.

Timetable:

Action	Date	FR Cite
NPRM	08/31/95	60 FR 45393
NPRM Comment Period End	09/29/95	

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AE78

780. FINANCIAL DISCLOSURE OF FISHERY MANAGEMENT COUNCIL NOMINEES, MEMBERS, AND EXECUTIVE DIRECTORS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 601

Legal Deadline: None

Abstract: This rule revises regulations concerning the practices, procedures and operations of the Regional Fishery Management Councils under the Magnuson Fishery Conservation and Management Act. It increases the detail and availability of information in required financial disclosures of Councils' nominees, voting members, and Executive Directors and is intended to reduce the likelihood of financial conflicts of interest.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/11/94	59 FR 11557
Final Action	06/00/96	

DOC—NOAA

Final Rule Stage

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AG16

781. COMBINED FRAMEWORK ADJUSTMENT—ADJUSTMENT 7 TO THE NORTHEAST MULTISPECIES FMP, ADJUSTMENT 3 TO THE ATLANTIC SEA SCALLOP FMP, AND ADJUSTMENT 1 TO THE AMERICAN LOBSTER FMP

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 649; 50 CFR 650; 50 CFR 651

Legal Deadline: None

Abstract: NMFS will issue this proposed rule to implement measures contained in Framework Adjustment 1 to the American Lobster Fishery Management Plan (FMP), Framework Adjustment 3 to the Atlantic Sea Scallop FMP, Framework Adjustment 7 to the Northeast Multispecies FMP, as submitted to NMFS by the New England Fishery Management Council, and which would revise a provision in each of the FMPs that requires all permit applicants to own a fishery vessel at the time they initially apply for a limited access permit. The intent of this rule is to acknowledge valid exceptions to the requirement and, subsequently, to remove an inequitable burden on those fishers entitled to the exceptions by providing them with an alternative mechanism for qualifying under the respective moratoriums.

Timetable:

Action	Date	FR Cite
NPRM	09/01/95	60 FR 45690
NPRM Comment Period End	09/16/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric

Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200

RIN: 0648-AH37

782. INTERIM FINAL RULE TO MAKE CERTAIN CHANGES IN THE LIMITED ACCESS APPEALS PROCEDURE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 676

Legal Deadline: None

Abstract: This rule reduces the two-stage appeals process to a 1-stage process; reduces the length of time periods for appeals; and would allow for addition of catch history to the quota share pool in dispute.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/02/95	60 FR 6448
Final Action	02/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: Comment period for the Interim Final Rule ended 03/06/95.

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 98802
Phone: 907 586-7228

RIN: 0648-AH38

783. NOTICE OF CHANGES IN THE MANAGEMENT REGIMES FOR ATLANTIC AND GULF GROUPS OF KING AND SPANISH MACKEREL FOR THE 1995-96 FISHING YEAR

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 642

Legal Deadline: None

Abstract: This rule would change the total allowable catch (TAC), establish commercial vessel trip limits, and reduce the recreational bag limit for atlantic group king mackerel; increase the TAC and allocations for Atlantic group Spanish mackerel; and change the commercial vessel trip limit for Gulf group king mackerel. These changes for the 1995-96 fishing year are being made in accordance with the

framework procedures for adjusting management measures for the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic.

Timetable:

Action	Date	FR Cite
NPRM	08/03/95	60 FR 39698
NPRM Comment Period End	08/18/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AH53

784. WEAKFISH REGULATION FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 5101 et seq

CFR Citation: 50 CFR 697

Legal Deadline: None

Abstract: This action would implement regulations in the EEZ off the Atlantic Coast to control the harvest of weakfish and support the implementation of a Coastal fisheries management plan for the species which was developed and implemented by the Atlantic States Marine Fisheries Commission.

Timetable:

Action	Date	FR Cite
NPRM	06/20/95	60 FR 32130
NPRM Comment Period End	08/15/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Additional Information: The weakfish stock along the Atlantic Coast is in serious decline. State actions to reduce fishing on the species are being implemented through the Atlantic States Marine Fisheries Commission (ASMFC). Federal action is needed to support ASMFC since approximately 50% of the weakfish catch comes from Federal waters.

DOC—NOAA

Final Rule Stage

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries, Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334
RIN: 0648-AH58

785. FINAL RULE AND APPROVAL OF CATCH SHARING PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 773

CFR Citation: 50 CFR 301

Legal Deadline: None

Abstract: Regulations governing the fishing for Pacific halibut on behalf of the International Pacific Halibut Commission for 1996. Includes a catch sharing plan for domestic fisheries off California, Oregon, and Washington

Timetable:

Action	Date	FR Cite
Final Action	05/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: None

Government Levels Affected: State, Tribal, Federal

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AH64

786. AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND CORAL REEFS OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 638

Legal Deadline: None

Abstract: Amendment 3 would close the exclusive economic zone off the Florida Panhandle to live rock harvest, establish a commercial live rock harvest quota in the Gulf of Mexico, and consider allowing a personal use harvest limit in the Gulf.

Timetable:

Action	Date	FR Cite
NPRM	08/07/95	60 FR 40150

Action	Date	FR Cite
NPRM Comment Period End	09/18/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AH71

787. • SUMMER FLOUNDER FISHERY: DEALER REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 625

Legal Deadline: None

Abstract: The regulatory amendment would make it easier for Federally permitted dealers to comply with existing reporting requirements and to improve monitoring of the commercial summer flounder quota.

Timetable:

Action	Date	FR Cite
NPRM	05/12/95	60 FR 21491
NPRM Comment Period End	06/01/95	
Final Action	10/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9300

RIN: 0648-AH95

788. • INTERIM FINAL RULE ALLOWING RETENTION OF IFQ SPECIES IN SPECIFIED AREAS UNDER 50 CFR 676.16(D)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 773 et seq; 16 USC 1801 et seq

CFR Citation: 50 CFR 676

Legal Deadline: None

Abstract: NMFS issued an interim rule to allow vessels subject to existing recordkeeping and observer coverage requirements to fish for Sablefish and Pacific Halibut in the Individual Fishing Quota Program in a regulatory area in which persons aboard the vessel hold IFQ, even when the amount of IFQ held for the area is less than the total amount of IFQ species on board the vessel. This action is necessary to allow persons who hold IFQ for more than one IFQ regulatory area to harvest IFQ species in those areas during the same fishing trip and is intended to facilitate more efficient harvesting by IFQ holders.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/31/95	60 FR 45378
Final Action	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AI09

789. • ANNUAL HARVEST GUIDELINE FOR THE NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 681

Legal Deadline: None

Abstract: Amendment 9 to the Fishery Management Plan for Crustacean Fisheries of the Western Pacific Region would establish a harvest limitation program under which an annual harvest guideline will be established by the Southwest Regional Director, NMFS. The harvest guideline will be published in the Federal Register each year prior to the beginning of the fishery so that permit holders can decide whether to gear up for the fishery. The notice would be published by the beginning of June.

DOC—NOAA

Final Rule Stage

Timetable:

Action	Date	FR Cite
Final Action	03/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AI33

790. • MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 661**Legal Deadline:** None

Abstract: Annual management measures for the 1995-96 fishing year would specify allowable ocean harvest levels (including quotas), allocations, management boundaries and zones, minimum size limits, gear definitions, seasons, selective fisheries, and in-season notice procedures.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg 1, Seattle, WA 98115

Phone: 206 526-6150

RIN: 0648-AI35

791. FISHERMEN'S PROTECTIVE ACT

Priority: Substantive, Nonsignificant**Legal Authority:** 22 USC 1980**CFR Citation:** 50 CFR 258**Legal Deadline:** None

Abstract: Reinstating regulations inadvertently dropped when the Fishermen's Guaranty Fund Program was transferred to the State Department. Revisions to program procedures deriving from an Internal Control Review completed in May 1992, will be incorporated in the regulations as well as clarifications suggested by the General Counsel. These revised procedures will reduce the risk that fraudulent claims will be paid and clarify procedures for applicants.

Timetable:

Action	Date	FR Cite
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Charles Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2396

RIN: 0648-AC73

792. FISHING VESSEL CAPITAL CONSTRUCTION FUND PROCEDURES—ELIGIBILITY FOR SAFETY IMPROVEMENTS

Priority: Substantive, Nonsignificant**Legal Authority:** 46 USC 1177**CFR Citation:** 50 CFR 259**Legal Deadline:** None

Abstract: To allow use of capital construction funds for approved safety improvement projects.

Timetable:

Action	Date	FR Cite
NPRM	11/18/92	57 FR 54356
NPRM Comment Period End	12/18/92	
Final Action	04/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Charles L. Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2396

RIN: 0648-AF22

793. FISHING VESSEL OBLIGATION GUARANTEE PROGRAM

Priority: Substantive, Nonsignificant**Legal Authority:** 46 USC 1271 to 1279**CFR Citation:** 50 CFR 255**Legal Deadline:** None

Abstract: This regulation will add definitions of "aquaculture" and "underutilized species."

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Michael L. Grable, Division Chief, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2390

RIN: 0648-AF48

794. CIVIL PROCEDURE REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 to 1882; 16 USC 1531 to 1543; 16 USC 1361 to 1407; 16 USC 3371 to 3378; 16 USC 1431 to 1439; 16 USC 773 to 773k; 16 USC 951 to 961; 16 USC 1021 to 1032; 16 USC 3631 to 3644; 42 USC 9101 et seq; 30 USC 1401 et seq; 16 USC 971 to 971i; 16 USC 781 et seq; 16 USC 972 to 972b; 16 USC 916 to 916l; ...

CFR Citation: 15 CFR 904**Legal Deadline:** None

Abstract: This rule will amend NOAA's regulations to make them consistent with a Federal District Court ruling on the Agency's consideration of a respondent's ability to pay when assessing a civil penalty. The amendment removes a provision which places the burden on the respondent to raise and prove inability to pay an assessed penalty when the statute involved requires NOAA to take ability to pay into account.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/02/93	58 FR 58484
Final Action	09/00/96	

Small Entities Affected: None

DOC—NOAA

Final Rule Stage

Government Levels Affected: None

Additional Information: This rule remains in interim final status pending the completion of a revision to all of part 904.

Agency Contact: Hugh Schratwieser, Attorney Adviser, Department of Commerce, National Oceanic and Atmospheric Administration, Office of the Assistant General Counsel for Enforcement and Litigation (GCEL), 8484 Georgia Ave. 4th Fl, Silver Spring, MD 20910
Phone: 301 427-2202

RIN: 0648-AF96

795. PERFORMANCE STANDARDS FOR TUNA VESSEL OPERATORS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: NOAA has established a system of performance standards for operators of U.S.-flag tuna purse seine fishing vessels that catch yellowfin tuna associated with marine mammals in the eastern tropical Pacific Ocean.

Timetable:

Action	Date	FR Cite
NPRM	11/01/89	54 FR 46086
NPRM Comment Period End	12/01/89	
Interim Final Rule Effective	05/16/90	
Interim Final Rule	05/17/90	55 FR 20458
Interim Final Rule Comment Period End	09/03/90	
Final Action	10/00/95	
Final Action Effective	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AD03

796. FINAL RULE FOR REGULATIONS GENERIC TO PERMITS ISSUED UNDER SECTION 104 OF THE MMPA, AND FOR REGULATIONS SPECIFIC TO PERMITS ISSUED FOR SCIENTIFIC RESEARCH AND ENHANCEMENT PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq, Marine Mammal Protection Act; 16 USC 1531 et seq, Endangered Species Act; 16 USC 1151 et seq, Fur Seal Act

CFR Citation: 50 CFR 216; 50 CFR 215; 50 CFR 222

Legal Deadline: None

Abstract: These proposed revisions would update and consolidate existing permit regulations and comments received on proposed regulations that have been promulgated for the taking, import, export, or conduct of an otherwise prohibited activity involving protected species (i.e., marine mammals and endangered or threatened species) for purposes of scientific research, and enhancement, photography, and public display under the Marine Mammal Protection Act, the Endangered Species Act, and the Fur Seal Act. In addition, this final rule establishes regulations specific to permits issued for bona fide scientific research and enhancement purposes only. These revisions would implement amendments to the Marine Mammal Protection Act enacted in 1988 and 1994, and clarify when a permit is required and the scope and extent of permit authority under these Acts. The final rule would specify generally applicable terms and conditions, which would clarify permit requirements and review procedures, and would amend the criteria for deciding whether to issue or deny permits, and revise administrative requirements and procedures, as well as those terms and conditions specific to permits for scientific research and enhancement. These revisions are intended to provide a comprehensive regulatory foundation for these special exception permits and to make administration of the NMFS permit program more efficient, consistent and predictable. The NMFS is proposing to consolidate permit regulations into a single part of title 50.

Timetable:

Action	Date	FR Cite
NPRM	10/14/93	58 FR 53320
NPRM Comment Period End	01/28/94	58 FR 68848

Action	Date	FR Cite
Interim Final Rule	10/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None

Government Levels Affected: Federal
Additional Information: Simultaneously with the publication of this Final Rule, NMFS intends to propose permit regulations specific to photography and public display.

Agency Contact: Laurel Bryant, Marine Resource Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289

RIN: 0648-AD11

797. REGULATIONS GOVERNING THE TAKE OF DOLPHINS INCIDENTAL TO REMOVING OIL AND GAS PLATFORMS IN THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1371(a)(5); 16 USC 1361 et seq

CFR Citation: 50 CFR 228; 50 CFR 216

Legal Deadline: None

Abstract: NMFS has received an amended request from the American Petroleum Institute for the take of bottlenose and spotted dolphins incidental to the removal of oil and gas platforms in the Gulf of Mexico. This activity would be allowed under section 101(a)(5) of the Marine Mammal Protection Act if the Service makes certain findings and if regulations are issued that cover monitoring and reporting.

Timetable:

Action	Date	FR Cite
NPRM	06/17/93	58 FR 33425
NPRM Comment Period End	08/16/93	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected

DOC—NOAA

Final Rule Stage

Resources, 1315 East-West Highway,
Silver Spring, MD 20910
Phone: 301 713-2323

RIN: 0648-AD25

798. TAKING AND IMPORTING OF MARINE MAMMALS; DOLPHIN MORTALITY LIMITS DURING PURSE SEINE SETS ON MARINE MAMMALS IN THE EASTERN TROPICAL PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

Legal Deadline: None

Abstract: This interim final rule will amend the current performance standards in the MMPA regulations to ensure that U.S. vessels can be legally prevented from making sets on tuna associated with dolphins in the eastern tropical Pacific Ocean once the vessels' dolphin mortality limit is reached. This rule also implements portions of the International Dolphin Conservation Act of 1992.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/19/93	58 FR 29127
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AF07

799. TAKING AND IMPORTING OF MARINE MAMMALS; "DOLPHIN-SAFE" TUNA LABELING

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216; 50 CFR 247

Legal Deadline: None

Abstract: This rule will finalize the interim final rule implementing the Dolphin Protection Consumer Information Act. The interim final rule: (1) identified fish and fish products subject to importation requirements mandated by the Marine Mammal Protection Act, as amended by the DPC14; (2) specified the use and

contents of a new NOAA form required to import into the United States certain fish and fish products potentially harvested with methods injurious to marine mammals; (3) required importers of certain fish and fish products harvested by nations that engage in high seas large-scale driftnet fishing to provide certification by a responsible government official of the harvesting nation that the items to be imported were not harvested with large-scale driftnets in certain areas of the high seas; and (4) regulated the use of labels suggesting that tuna products are "dolphin safe." This rule also implements portions of the High Seas Driftnet Fisheries Enforcement Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/19/91	56 FR 47418
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AF08

800. PROPOSED LIST OF FISHERIES AS AUTHORIZED BY PUBLIC LAW 103-238

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq
The Marine Mammal Protection Act

CFR Citation: 50 CFR 229

Legal Deadline: NPRM, Statutory, July 28, 1994. Final, Statutory, January 1, 1996.

Abstract: The Marine Mammal Protection Act Amendments of 1994 (Pub. L. 103-238) modified the scope for classification of commercial fisheries based upon their incidental take rate of marine mammals. The amended MMPA provides for the focus of incidental takings to be on the mortality and serious injury and less upon harassment takings. In addition, the MMPA now distinguishes between incidental and intentional takings during commercial fishing operations. As a result, NMFS is proposing to amend its List of Commercial Fisheries based upon the statutory modifications.

Timetable:

Action	Date	FR Cite
NPRM	06/16/95	60 FR 31666
NPRM Comment Period End	09/14/95	60 FR 31666
Final Action	11/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Vicki Cornish, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-2322

RIN: 0648-AG77

801. TAKING AND IMPORTING OF MARINE MAMMALS; PROPOSED RULE PROHIBITING U.S. CITIZENS FROM ENCIRCLING MARINE MAMMALS DURING TUNA FISHING OPERATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

Legal Deadline: NPRM, Statutory. Final, Statutory, March 1, 1994.

Abstract: This rule proposes implementation of section 307 (a)(2) of the International Dolphin Conservation Act, which makes it unlawful for any person or vessel that is subject to the jurisdiction of the United States, intentionally to set a purse seine net or to encircle any marine mammal during any tuna fishing operation, with certain exceptions.

Timetable:

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51552
NPRM Comment Period End	11/14/94	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AH04

DOC—NOAA

Final Rule Stage

802. FINAL RULE TO ESTABLISH GUIDELINES FOR NONLETHALLY DETERRING MARINE MAMMALS FROM ENDANGERING PERSONAL SAFETY OR DAMAGING PUBLIC OR PRIVATE PROPERTY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361 et seq The Marine Mammal Protection Act**CFR Citation:** 50 CFR 216**Legal Deadline:** Final, Statutory, January 1, 1995.

Abstract: On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law implemented a new section 101(a)(4) to authorize the nonlethal harassment takings by citizens of the United States to deter marine mammals from: (1) Damaging commercial fishing gear or catch; (2) damaging private property; (3) endangering public safety; or (4) damaging public property. The amendments require a list of guidelines for use in safely deterring marine mammals and provide for prohibiting certain deterrent measures that may have a significant adverse impact on marine mammals.

Timetable:

Action	Date	FR Cite
NPRM	05/05/95	60 FR 22345
NPRM Comment Period End	07/05/95	60 FR 22345
Final Action	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-2055

RIN: 0648-AH19**803. GENERAL AUTHORIZATION FOR SCIENTIFIC RESEARCH INVOLVING LEVEL B HARASSMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1151 et seq Fur Seal Act; 16 USC 1631 et seq Marine Mammal Protection Act**CFR Citation:** 50 CFR 215; 50 CFR 216**Legal Deadline:** Final, Statutory, August 30, 1994.

Abstract: This interim final rule is required by the 1994 amendments to the Marine Mammal Protection Act. These regulations establish a general authorization for bona fide scientific research on non-endangered and non-threatened marine mammals that may result in harassment with only the potential to disturb. Inclusion under the general authorization is achieved by letter of intent to the National Marine Fisheries Service and a letter of confirmation from the Service.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/03/94	59 FR 50372
Interim Final Rule Comment Period End	11/17/94	59 FR 50372
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None**Government Levels Affected:** State, Federal

Additional Information: The National Marine Fisheries Service and the U.S. Fish and Wildlife Service are discussing whether to issue this rule jointly.

Agency Contact: Laurel Bryant, Marine Resources Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-2289

RIN: 0648-AH20**804. FINAL RULE ESTABLISHING LEATHERBACK TURTLE CONSERVATION ZONE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 227; 50 CFR 217; 50 CFR 222**Legal Deadline:** None

Abstract: This final rule establishes all inshore and offshore waters from Cape Canaveral, Florida to the North Carolina-Virginia border as the leatherback conservation zone. When leatherback turtle concentrations reach predetermined levels of abundance, NMFS may notify shrimpers that small areas will be temporarily closed to shrimping unless shrimp nets are

equipped with NMFS-approved TEDs with modified escape openings.

Timetable:

Action	Date	FR Cite
NPRM	05/12/95	60 FR 25663
Interim Final Rule	05/12/95	60 FR 25620
NPRM Comment Period End	06/12/95	60 FR 25663
Final Action	10/00/95	

Small Entities Affected: Businesses**Government Levels Affected:** None

Additional Information: NMFS published an interim rule on May 12, 1995 (60-FR-25620) to provide immediate protection for leatherback sea turtles. NMFS also published on May 12, 1995 (60-FR-25663) a proposed rule to provide a framework for permanent protection of leatherbacks.

Agency Contact: Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AH30**805. • FINAL RULE ESTABLISHING LEATHERBACK TURTLE CONSERVATION ZONE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 217; 50 CFR 222; 50 CFR 227

Abstract: This final rule establishes all inshore and offshore waters from Cape Canaveral, Florida to the North Carolina-Virginia border as the Leatherback Conservation Zone. When leatherback turtle concentrations reach predetermined levels of abundance, NMFS may notify shrimpers that small areas will be temporarily closed to shrimping unless shrimp nets are equipped with NMFS-approved TEDs with modified escape openings.

Timetable:

Action	Date	FR Cite
NPRM	05/12/95	60 FR 25663
Interim Final Rule	05/12/95	60 FR 25620
NPRM Comment Period End	06/12/95	60 FR 25663
Final Action	11/00/95	

Small Entities Affected: Businesses**Government Levels Affected:** None

DOC—NOAA

Final Rule Stage

Additional Information: NMFS published an interim rule on May 12, 1995 (60-FR-25620) to provide immediate protection for leatherback sea turtles. NMFS also published on May 12, 1995 (60-FR-25663) a proposed

rule to provide a framework for permanent protection of leatherbacks.

Agency Contact: Russell J. Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National

Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AH97

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Oceanic and Atmospheric Administration (NOAA)

806. FISHERY MANAGEMENT PLAN FOR TILEFISH

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
NPRM Comment Period End	02/00/97	
Final Action	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 508 281-9300

RIN: 0648-AF87

NATIONAL MARINE FISHERIES SERVICE

807. • AMERICAN LOBSTER FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 652

Abstract: These quotas establish allowable harvests of surf clam and ocean quahog from the exclusive economic zone in 1997.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	
NPRM Comment Period End	11/00/96	
Final Action	01/00/97	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930

Phone: 508 281-9300

RIN: 0648-AI26

808. PROCESSED FISHERY PRODUCTS, PROCESSED PRODUCTS THEREOF & CERTAIN OTHER PROCESSED FOOD PRODUCTS: U.S. STANDARDS FOR GRADES OF FROZEN FISH BLOCKS & PRODUCTS MADE THEREFROM, ETC

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 264A

Timetable:

Action	Date	FR Cite
NPRM	09/21/89	54 FR 38881
NPRM Comment Period End	11/06/89	
Extension of Comment Period	12/29/89	54 FR 53660
NPRM Comment Period End	01/29/90	54 FR 53660
Interim Final Rule	10/16/90	55 FR 41856
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AA46

809. U.S. GENERAL STANDARDS FOR GRADES OF SHRIMP

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 265

Timetable:

Action	Date	FR Cite
NPRM	05/20/82	47 FR 21840
NPRM Comment Period End	08/18/82	47 FR 21840
NPRM	09/21/89	54 FR 38885
NPRM Comment Period End	11/06/89	
Extension of Comment Period to	12/29/89	54 FR 53660
Interim Final Rule	10/24/91	56 FR 55090
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AA47

810. U.S. GENERAL STANDARDS FOR GRADES OF FINFISH PRODUCTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 263 subparts A to E

Timetable:

Action	Date	FR Cite
ANPRM	04/15/94	59 FR 18091
ANPRM Comment Period End	08/02/94	59 FR 23095
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AD53

811. U.S. STANDARDS FOR GRADES OF FROZEN FISH PORTIONS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 264; 50 CFR 269

Timetable:

Action	Date	FR Cite
NPRM	06/11/90	55 FR 23565
NPRM Comment Period End	08/27/90	55 FR 23565
Interim Final Rule	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AD92

812. CERTIFICATE OF LEGAL ORIGIN FOR ANADROMOUS FISH PRODUCTS

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

DOC—NOAA

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Alan Mager
Phone: 301 427-2300

RIN: 0648-AD93

813. U.S. STANDARDS FOR GRADES OF WHOLE OR DRESSED FISH

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 261

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AE69

814. U.S. STANDARDS FOR GRADES OF NORTH AMERICAN FRESHWATER CATFISH AND PRODUCTS MADE THEREFROM

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 267

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AE70

815. U.S. STANDARDS FOR GRADES OF FISH FILLETS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 263

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mary Ann Metz
Phone: 508 281-9284

RIN: 0648-AE71

816. AMENDMENT TO PROCEDURE GOVERNING THE READJUSTMENT AND INCREASE IN HOURLY RATES OF FEES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 260

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Rita Creitz
Phone: 301 713-2355

RIN: 0648-AH24

817. PROCEDURE FOR SETTING QUOTAS ON REMOVAL OF ATLANTIC BOTTLENOSE DOLPHINS FROM THE WATERS OF THE GULF OF MEXICO AND FLORIDA'S EAST COAST

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 216

Timetable:

Action	Date	FR Cite
ANPRM	05/31/90	55 FR 22042
ANPRM Comment	07/02/90	
Period End		
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ann D. Terbush
Phone: 301 713-2289

RIN: 0648-AD39

818. SEA TURTLE MONITORING AND CONSERVATION MEASURES FOR NONSHRIMP FISHERIES

Priority: Other Significant

CFR Citation: 50 CFR 217; 50 CFR 222; 50 CFR 227

Timetable:

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment	08/08/92	
Period End		
NPRM	10/00/96	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Russell Bellmer
Phone: 301 713-1401

RIN: 0648-AE54

819. PROPOSED RULE TO REQUIRE CERTAIN FISH FROM MEXICO TO RETAIN HEADS AND TAILS INTACT IN ORDER TO PROTECT THE ENDANGERED TOTOABA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 227

Timetable: Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead
Phone: 301 713-2055

RIN: 0648-AF32

820. TAKING OF MARINE MAMMALS INCIDENTAL TO FISHERIES-RELATED RESEARCH

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 228; 50 CFR 216

Timetable:

Action	Date	FR Cite
ANPRM	12/09/91	56 FR 64234
ANPRM Comment	01/08/92	56 FR 64234
Period End		
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Kenneth Hollingshead
Phone: 301 713-2055

RIN: 0648-AF50

821. DESIGNATED CRITICAL HABITAT; JOHNSON'S SEAGRASS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 226

Timetable:

Action	Date	FR Cite
NPRM	08/04/94	59 FR 39716
NPRM Comment	10/13/94	
Period End		
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margaret C. Lorenz
Phone: 301 713-1401

RIN: 0648-AF79

822. DIRECT TAKE OF THREATENED SALMON BY NATIVE AMERICANS

Priority: Other Significant

CFR Citation: 50 CFR 227.21

DOC—NOAA

Long-Term Actions

Timetable: Next Action Undetermined
Small Entities Affected: Undetermined
Government Levels Affected: Undetermined
Agency Contact: Marta Nammack
 Phone: 301 713-1401
RIN: 0648-AG15

823. DESIGNATED CRITICAL HABITAT; ATLANTIC SALMON

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 226
Timetable: Next Action Undetermined
Small Entities Affected: Undetermined
Government Levels Affected: Undetermined
Agency Contact: Marta Nammack
 Phone: 301 713-1401
RIN: 0648-AG50

824. PROTECTION ZONES FOR NORTHERN RIGHT WHALES; RESPONSE TO PETITION

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 222
Timetable:

Action	Date	FR Cite
ANPRM	12/27/94	59 FR 66513
ANPRM Comment Period End	02/27/95	

Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Margot Bohan
 Phone: 301 713-2322
RIN: 0648-AH47

825. PROPOSED RULE TO GOVERN THE TRANSPORTATION OF NATIVE HANDICRAFTS

Priority: Substantive, Nonsignificant
CFR Citation: 50 CFR 216
Timetable: Next Action Undetermined
Small Entities Affected: Undetermined
Government Levels Affected: Undetermined
Agency Contact: Ann Terbush
 Phone: 301 713-2289
RIN: 0648-AH83

826. • SEA TURTLE CONSERVATION; RESTRICTION APPLICABLE TO SHRIMP TRAWL EXCLUDER DEVICES RESTRICTIONS

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1531 et seq; 16 USC 772a et seq
CFR Citation: 50 CFR 217; 50 CFR 227
Abstract: This rule proposes to amend the regulations requiring the use of Turtle Excluder Devices (TEDs) to reduce the incidental capture and mortality of endangered and threatened sea turtles in bottom trawl fisheries. The proposed rule would provide measures to reduce the likelihood of sea turtle entanglement and capture in approved soft TEDs as follows: restrict the use of soft TEDs to certain types of trawl nets; require that approved soft TEDs only be installed by certified net shops or individuals; and eliminate the Parrish soft TED as an approved soft TED. This rule is necessary to protect sea turtles by modifying the soft TEDs certification process and eliminating problems with soft TEDs.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: Undetermined
Government Levels Affected: Undetermined
Agency Contact: Dr. Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
 Phone: 301 181-9300
RIN: 0648-AI24

827. REVISION OF FEDERAL CONSISTENCY REGULATIONS UNDER THE COASTAL ZONE MANAGEMENT ACT

Priority: Substantive, Nonsignificant
CFR Citation: 15 CFR 930
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: State, Federal
Agency Contact: Margo F. Jackson
 Phone: 301 713-2967
RIN: 0648-AD83

828. THUNDER BAY NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant
CFR Citation: Not yet determined
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: James Lawless
 Phone: 301 713-3155
RIN: 0648-AE41

829. REGIONAL MARINE RESEARCH PROGRAM

Priority: Substantive, Nonsignificant
CFR Citation: Not yet determined
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Don Scavia
 Phone: 301 713-3338
RIN: 0648-AF20

830. NOAA CLIMATE AND GLOBAL CHANGE PROGRAM—PROPOSAL SUBMISSION GUIDELINES

Priority: Substantive, Nonsignificant
CFR Citation: Not yet determined
Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Irma DuPree
 Phone: 301 427-2089
RIN: 0648-AG51

831. NATIONAL UNDERSEA RESEARCH PROGRAM FUNDING REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: None
Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Dr. Henry Frey
 Phone: 301 713-2448
RIN: 0648-AH90

DEPARTMENT OF COMMERCE (DOC)**Completed Actions****National Oceanic and Atmospheric Administration (NOAA)****832. FISHERY MANAGEMENT PLAN FOR ATLANTIC HERRING****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 611**Completed:**

Reason	Date	FR Cite
Final Action	07/24/95	60 FR 37848

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jon C. Rittgers
Phone: 508 281-9300**RIN:** 0648-AE50**833. AMENDMENT 4 TO THE FISHERY MANAGEMENT PLAN FOR THE SPINY LOBSTER FISHERY OF THE GULF OF MEXICO AND SOUTH ATLANTIC****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 640**Completed:**

Reason	Date	FR Cite
Final Action	08/14/95	60 FR 41828
Final Action Effective	09/13/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer
Phone: 813 570-5301**RIN:** 0648-AF37**834. REGULATORY AMENDMENT—CHANGES TO DIRECTED FISHING REGULATIONS FOR GROUND FISH OFF OF ALASKA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 672; 50 CFR 675**Completed:**

Reason	Date	FR Cite
Final Action	08/08/95	60 FR 40304
Final Action Effective	08/02/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AF53**835. REGULATORY ADJUSTMENTS TO 1994-1995 ATLANTIC TUNA FISHERIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 285**Completed:**

Reason	Date	FR Cite
Final Action	07/21/95	60 FR 38505
Final Action Effective	07/28/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Richard H. Schaefer
Phone: 301 713-2334**RIN:** 0648-AG14**836. REGULATORY AMENDMENT TO THE INDIVIDUAL FISHING QUOTA PROGRAM FOR GROUND FISH OFF ALASKA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 676**Completed:**

Reason	Date	FR Cite
Final Action	05/05/95	60 FR 22307
Final Action Effective	06/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AG45**837. REGULATORY AMENDMENT TO MODIFY THE SABLEFISH NON-TRAWL REGULAR SEASON IN THE PACIFIC COAST GROUND FISH FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 663**Completed:**

Reason	Date	FR Cite
Final Action	07/03/95	60 FR 34472
Final Action Effective	08/02/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** William Stelle
Phone: 206 526-6150**RIN:** 0648-AG82**838. REGULATORY AMENDMENT FOR BERING SEA AND ALEUTIAN ISLANDS AREA HALIBUT NON-TRAWL PROHIBITED SPECIES CATCH MANAGEMENT AND JIG GEAR EXEMPTION****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 672; 50 CFR 675**Completed:**

Reason	Date	FR Cite
Final Action	03/06/95	60 FR 12149
Final Action Effective	04/03/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AG95**839. ATLANTIC SHARK FISHERY QUOTA ADJUSTMENT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 678**Completed:**

Reason	Date	FR Cite
Final Action	05/01/95	60 FR 21468
Final Action Effective	05/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Richard H. Schaefer
Phone: 301 713-2334**RIN:** 0648-AH09**840. FRAMEWORK ADJUSTMENT 2 AND 3 TO THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 649**Completed:**

Reason	Date	FR Cite
Final Action	05/04/95	60 FR 21994
Final Action Effective	05/01/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jon C. Rittgers
Phone: 508 281-9200**RIN:** 0648-AH36**841. REGULATORY AMENDMENT TO CHANGE THE STANDARD PRODUCT RECOVERY RATE FOR POLLOCK DEEP-SKIN FILLETS IN THE ALASKA GROUND FISH FISHERIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 672; 50 CFR 675**Completed:**

Reason	Date	FR Cite
Final Action	05/10/95	60 FR 24800
Final Action Effective	06/09/95	

Small Entities Affected: Businesses

DOC—NOAA

Completed Actions

Government Levels Affected: None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AH40**842. REGULATORY AMENDMENT TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC PERTAINING TO HOGFISH, CUBERA SNAPPER, AND GRAY TRIGGERFISH****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 646**Completed:**

Reason	Date	FR Cite
Final Action	04/20/95	60 FR 19683
Final Action Effective	05/22/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Andrew J. Kemmerer
Phone: 813 570-5301**RIN:** 0648-AH44**843. REV. AMEND. 23 TO THE FMP FOR THE GROUND FISH FISHERY OF BSAI, REV. AMEND. 28 TO THE FMP FOR GROUND FISH OF THE GOA, & REV. AMEND. 4 TO FMP FOR COMMERCIAL KING/TANNER CRAB FISHERIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 671; 50 CFR 672; 50 CFR 675; 50 CFR 676**Completed:**

Reason	Date	FR Cite
Final Action	08/10/95	60 FR 40763
Final Action Effective	09/11/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AH62**844. FRAMEWORK #9 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 651**Completed:**

Reason	Date	FR Cite
Final Action	04/18/95	60 FR 19364
Final Action Effective	04/13/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jon C. Rittgers
Phone: 508 281-9200**RIN:** 0648-AH66**845. AMENDMENT 35 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 675**Completed:**

Reason	Date	FR Cite
Final Action	07/05/95	60 FR 34904
Final Action Effective	08/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AH69**846. ATLANTIC SWORDFISH FISHERY QUOTA ADJUSTMENT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 630**Completed:**

Reason	Date	FR Cite
Final Action	09/08/95	60 FR 46775
Final Action Effective	09/08/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Richard H. Schaefer
Phone: 301 713-2334**RIN:** 0648-AH75**847. MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN, SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 661**Completed:**

Reason	Date	FR Cite
Final Action	05/03/95	60 FR 21746

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** William Stelle
Phone: 206 526-6150**RIN:** 0648-AH79**848. FRAMEWORK ADJUSTMENT 4 TO THE ATLANTIC SEA SCALLOP FMP****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 650**Completed:**

Reason	Date	FR Cite
Final Action	04/05/95	60 FR 17272
Final Action Effective	05/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Andrew A. Rosenberg
Phone: 508 281-9250**RIN:** 0648-AH82**849. 1995 INITIAL QUOTA FOR WESTERN PACIFIC CRUSTACEAN FISHERIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 681**Completed:**

Reason	Date	FR Cite
Final Action	03/13/95	60 FR 13380

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Hilda Diaz-Soltero
Phone: 310 980-4001**RIN:** 0648-AH85**850. • SUMMER FLOUNDER FISHERY; COURT-ORDERED REGULATION CHANGE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 625**Legal Deadline:** None**Abstract:** This action is taken to comply with a Consent Order issued by the U.S. District Court for the eastern district of Virginia directing NMFS to revise specified regulatory language.**Timetable:**

Action	Date	FR Cite
Final Action Effective	03/15/95	
Final Action	03/16/95	60 FR 14230

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric

DOC—NOAA

Completed Actions

Administration, One Blackburn Drive,
Gloucester, MA 01930
Phone: 508 281-9300
RIN: 0648-AH96

851. • FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OFF ALASKA; CLOSURE OF FEDERAL WATERS TO PROTECT SCALLOP STOCKS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 673

Legal Deadline: None

Abstract: NMFS issued regulations to implement a Fishery Management Plan for the scallop fishery off Alaska. The only management measure authorized under the FMP is an interim closure of Federal waters off Alaska to fishing for scallops. Federal waters will remain closed for up to 1 year or until a superseding Federal Management regime is implemented, whichever is earlier. This rule will expire on August 28, 1996.

Timetable:

Action	Date	FR Cite
NPRM	05/10/95	60 FR 24822
NPRM Comment Period End	06/19/95	
Final Action	08/15/95	60 FR 42070
Final Action Effective	08/29/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AI00

852. • REGULATORY AMENDMENT TO EXEMPT CRAB CATCHERS' VESSELS FROM 1995 FEE ASSESSMENT UNDER THE NORTH PACIFIC FISHERY RESEARCH PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 677

Legal Deadline: None

Abstract: NMFS issues a rule to exempt certain crab catcher vessels from the 1995 fee-collection program

authorized pursuant to the North Pacific Fisheries Research Plan. This exemption responds to a request from the State of Alaska to conform the Research Plan to a recent change in its crab observer coverage requirements for catcher vessels participating in the Dutch Harbor and ADAK area King Crab fisheries and will avoid a "double payment" by the affected vessels of both research plan fees and costs of the state required observer coverage.

Timetable:

Action	Date	FR Cite
Final Action	08/16/95	60 FR 42470
Final Action Effective	09/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AI01

853. • FRAMEWORK ADJUSTMENT 5 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 650

Legal Deadline: None

Abstract: Prohibits limited access vessels, fishing under the days-at-sea program, from using trawl nets and requires all dredges to have a minimum number of rows of steel rings extending from the "after end" to the club stick.

Timetable:

Action	Date	FR Cite
Final Action	06/29/95	60 FR 33757
Final Action Effective	07/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9250

RIN: 0648-AI02

854. • FRAMEWORK ADJUSTMENT 6 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN AND FRAMEWORK ADJUSTMENT 11 TO THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 650; 50 CFR 651

Legal Deadline: None

Abstract: Modifies a demarcation line in the current regulations that is used to monitor vessel activity.

Timetable:

Action	Date	FR Cite
Final Action	07/10/95	60 FR 35513
Final Action Effective	08/09/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9250

RIN: 0648-AI03

855. • CONSIDERATION OF A CONTROL DATE FOR THE GULF OF MEXICO STONE CRAB FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 654

Legal Deadline: None

Abstract: The Gulf of Mexico Fishery Management Councils is considering whether to impose additional management measures limiting entry in the stone crab fishery in the EEZ in the Gulf of Mexico off Florida, and if there is a need to impose additional management measures. Possible measures include the establishment of a limited entry program to control participation or effort in the fishery. If a limited entry program is established, the Council is considering July 24, 1995, as a possible control date. Consideration of a control date is intended to discourage new entry into the fishery based upon economic speculation during the Council's deliberation on the issues.

Timetable:

Action	Date	FR Cite
Final Action	07/24/95	60 FR 37868

DOC—NOAA

Completed Actions

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Andrew J. Kemmerer, Director, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AI07

856. • ELIMINATE CERTAIN UNNECESSARY NMFS REGULATION**Priority:** Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 16 USC 1021 et seq; 16 USC 1361 et seq; 16 USC 742C; 16 USC 4001 to 4017; 16 USC 1801 et seq

CFR Citation: 50 CFR 210; 50 CFR 216; 50 CFR 250; 50 CFR 270; 50 CFR 604

Legal Deadline: None

Abstract: NMFS amended the CFR to remove regulations that are no longer needed, consistent with the President's Regulatory Reform Initiative.

Timetable:

Action	Date	FR Cite
Final Action	08/02/95	60 FR 39272
Final Action Effective	08/02/95	

Small Entities Affected: None**Government Levels Affected:** Federal

Agency Contact: Richard H. Schaefer, Director, Office of Fisheries Conservation, and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AI08

857. • FRAMEWORK ADJUSTMENT 12 TO THE NORTHEAST MULTISPECIES FMP**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 651

Legal Deadline: None

Abstract: Framework Adjustment 12 would implement additional measures to reduce harbor porpoise bycatch in the sink gillnet fishery.

Timetable:

Action	Date	FR Cite
Final Action	10/30/95	60 FR 55209

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Andrew A. Rosenberg, Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 508 281-9200

RIN: 0648-AI38

858. USE IN ENFORCEMENT PROCEEDINGS OF INFORMATION COLLECTED BY VOLUNTARY FISHERY DATA COLLECTORS**Priority:** Substantive, Nonsignificant

CFR Citation: 15 CFR 904; 50 CFR 11; 50 CFR 12

Completed:

Reason	Date	FR Cite
Final Action	08/02/95	60 FR 39249
Final Action Effective	08/02/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Agency Contact: Joel LaBissonniere
Phone: 301 427-2202

RIN: 0648-AE40

859. REGULATIONS GOVERNING PROCESSED FISHERY PRODUCTS**Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 50 CFR 260

Completed:

Reason	Date	FR Cite
Withdrawn - This will be implemented by administrative procedures.	07/01/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Rita Creitz
Phone: 310 713-2355

RIN: 0648-AH18

860. SEA TURTLE CONSERVATION MEASURES; SECTION 10 INCIDENTAL TAKE PERMITS; FINAL RULE**Priority:** Substantive, Nonsignificant

CFR Citation: 50 CFR 227

Completed:

Reason	Date	FR Cite
Final Action	02/16/95	60 FR 8956
Final Action Effective	03/20/95	

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: Russell Bellmer
Phone: 301 713-1401

RIN: 0648-AG37

861. FLOTATION DEVICES IN BOTTOM-OPENING, SINGLE-GRID TURTLE EXCLUDER DEVICES IN THE SOUTHEASTERN UNITED STATES**Priority:** Substantive, Nonsignificant

CFR Citation: 50 CFR 227

Completed:

Reason	Date	FR Cite
Final Action	03/24/95	60 FR 15512

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Russell J. Bellmer
Phone: 301 713-1401

RIN: 0648-AG71

862. PROPOSED RULE TO AUTHORIZE THE INCIDENTAL TAKING OF MARINE MAMMALS DURING COMMERCIAL FISHING OPERATIONS AS DIRECTED BY PUBLIC LAW 103-238**Priority:** Substantive, Nonsignificant

CFR Citation: 50 CFR 229

Completed:

Reason	Date	FR Cite
Final Action	08/30/95	60 FR 45086

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: Vicki Cornish
Phone: 301 713-2322

RIN: 0648-AG78

863. • RESTRICTIONS ON SHRIMP TRAWLERS IN NEARSHORE WATERS ALONG THE TEXAS AND LOUISIANA COASTS**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

DOC—NOAA

Completed Actions

CFR Citation: 50 CFR 227

Abstract: NMFS places temporary restrictions on shrimp trawling activities in NMFS Shrimp Fishery Statistical Zones 18, 20, and the western portions of 17 east to Calcasieu Pass, LA. The restrictions were in response to high levels of sea turtle strandings that occurred in these areas.

Timetable:

Action	Date	FR Cite
Final Action	05/18/95	60 FR 26691

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Russell J. Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Hwy., Silver Spring, MD 20910
Phone: 301 713-1401

RIN: 0648-AH98

864. PROPOSED REGULATIONS FOR THE FAGATELE BAY NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 941

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AA74

865. PROPOSED REGULATIONS FOR THE CHANNEL ISLANDS NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 935

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3125

RIN: 0648-AC03

866. PROPOSED REGULATIONS FOR THE GULF OF THE FARALLONES NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 936

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AC05

867. THE MONITOR NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 924

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AC78

868. PROPOSED REGULATIONS FOR THE NORTHWEST STRAITS NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AC91

869. PROPOSED REGULATIONS FOR THE NORFOLK CANYON NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 939

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AC92

870. GRAY'S REEF NATIONAL MARINE SANCTUARY

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 938

Completed:

Reason	Date	FR Cite
Withdrawn	08/30/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless
Phone: 301 713-3155

RIN: 0648-AE42

871. • ELIMINATION OF COASTAL ENERGY IMPACT PROGRAM REGULATIONS, 15 CFR PART 931

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 16 USC 1451 et seq

CFR Citation: 15 CFR 931

Legal Deadline: None

Abstract: NOAA's Office of Ocean and Coastal Resources Management (OCRM) is issuing an immediate Final Rule removing part 931 from title 15 of the Code of Federal Regulations (part 931). Part 931 implements the Coastal Energy Impact Program (CEIP), which was established in 1976 under then-section 308 of the Coastal Zone Management Act (CZMA) to provide coastal states and units of general purpose local governments (local governments) in such States with Federal financial assistance to meet certain needs that result from specified energy development activities. In the 1990 amendments to the CZMA the CEIP was terminated and, therefore, the implementing regulations at part 931 are, for the most part, obsolete. Further, for those particular coastal States and local governments with outstanding CEIP loans, NOAA will continue to apply relevant repayment provisions of part 931 to such CEIP loan holders by providing actual and timely notice of their continued applicability, as well as copies of the pertinent provisions.

DOC—NOAA

Completed Actions

Therefore, part 931 need no longer be retained in the Code of Federal Regulations (CFR).

This action is determined to be not significant because it will not have an annual effect on the economy of \$100 million or more, does not adversely affect in a material way the economy, environment, public health or safety,

does not interfere with an action of another agency, and will not raise novel legal or policy issues.

Timetable:

Action	Date	FR Cite
Final Action	07/26/95	60 FR 38240

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless, Acting Chief, Sanctuaries and Reserve Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20918

Phone: 301 713-3155

RIN: 0648-AI04

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

National Telecommunications and Information Administration (NTIA)

872. THE TELECOMMUNICATIONS AND INFORMATION INFRASTRUCTURE GRANT PROGRAM

Priority: Other Significant

Legal Authority: 47 USC 901 et seq

CFR Citation: None

Legal Deadline: None

Abstract: The Telecommunications and Information Infrastructure Assistance Program (TIIAP) was established within NTIA pursuant to the Departments of Commerce, Justice, State, the Judiciary, and Related Agencies Appropriations ACT of 1994, P.L. 103-212, 107 Stat. 1175. Appropriations of \$26 million were made for fiscal year 1994 to fund the planning and construction of telecommunications and information infrastructure grants under NTIA's existing grant authority. The TIIAP is part of the President's plan for telecommunications and information infrastructure development. Under the program, matching grants are awarded

to enable State and local governments and nonprofit entities to help bring the capabilities of advanced telecommunications technologies to the public. In FY 1994, \$24.4 million in funds were awarded for a variety of demonstration and planning projects that provide the basis for connecting schools, libraries, health care facilities, museums, and other social and community services within interactive data, voice and video telecommunications capabilities. NTIA was appropriated \$64 million for year 1995 under P.L. 103-317; however, a total of \$19 million was later rescinded. For FY 1996, requested appropriations are \$100 million. Although authorization legislation was introduced in both the house (H.R. 2639) and the Senate (S.1883), the bills were not acted upon. NTIA anticipates that new bills will be introduced in FY 1996 to authorize the program. Once authorizing legislation is in place,

NTIA expects to issue program regulations.

Timetable:

Action	Date	FR Cite
Notice of FY 1994 Funding	03/04/94	59 FR 10562
Notice of FY 1995 Funding	02/10/95	60 FR 8156
NPRM	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Bernadette McGuire-Rivera, Ph.D., Associate Administrator, Office of Telecommunications & Info. Applications, Department of Commerce, National Telecommunications and Information Administration, Room 4096, 14th & Constitution Avenue NW., Washington, DC 20230

Phone: 202 482-5802

Email: TIIAP@NTIA.Doc.Gov

RIN: 0660-AA04

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Telecommunications and Information Administration (NTIA)

873. TRANSFER OF SPECTRUM FROM THE FEDERAL GOVERNMENT TO THE FCC

Priority: Other Significant

CFR Citation: None

Timetable:

Action	Date	FR Cite
NPRM	02/09/94	59 FR 6005
NPRM Comment Period End	05/11/94	
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Richard D. Parlow
Phone: 202 482-1850

RIN: 0660-AA05

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)
Proposed Rule Stage**874. COMMUNICATIONS WITH THE PATENT AND TRADEMARK OFFICE****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1.1; 37 CFR 1.5; 37 CFR 1.8; 37 CFR 1.10; 37 CFR 1.3; 37 CFR 1.9; 37 CFR 5.33; 37 CFR 10.23**Legal Deadline:** None**Abstract:** Currently all letters and other communications intended for the Patent and Trademark Office must be addressed to "Commissioner of Patents and Trademarks," Washington, DC 20231. The proposed rule changes would: (1) provide separate mailing addresses for patents and trademarks; (2) provide a definition for "Federal holiday"; and (3) delete requirement for an "Express Mail" certificate.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment	01/00/96	
Period End		

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** Merged with 0651-AA73, changes in Requirements for Addressing Trademark Applications and Trademark-Related papers.**Agency Contact:** Lawrence E. Anderson, Office of Petitions, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Washington, DC 20231

Phone: 703 305-9285

RIN: 0651-AA70**875. SIMPLIFICATION OF THE REQUIREMENTS CONCERNING THE FILING AND PROCESSING OF TRADEMARK APPLICATIONS, INTENT TO USE DOCUMENTS, AND PETITIONS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 1123; 35 USC 6**CFR Citation:** 37 CFR 1.1; 37 CFR 1.6; 37 CFR 1.10; 37 CFR 1.8; 37 CFR 2**Legal Deadline:** None**Abstract:** The regulatory changes will simplify the filing and processing of trademark applications, intent-to-use documents, and petitions by eliminating some of the nonstatutory requirements now imposed by the Patent and Trademark Office. The changes will permit applicants to secure an application filing date more easily, to process their applications with fewer technical requirements and to clarify the process for petitions to the Commissioner. Many applicants now fail to receive a filing date or a trademark registration solely due to very technical requirements imposed by the Office. These requirements are not imposed by the Lanham Act.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment	01/00/96	
Period End		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Lynne Beresford, Trademark Legal Administrator, Department of Commerce, Patent and Trademark Office, 2900 Crystal Drive, Arlington, VA 33303-2513

Phone: 703 308-8900

RIN: 0651-AA78**876. • CHANGES TO SIMPLIFY AND ELIMINATE UNNECESSARY RULES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1; 37 CFR 3; 37 CFR 5; 37 CFR 7**Legal Deadline:** None**Abstract:** The proposed rule changes would simplify requirements, rearrange for better context, and eliminate unnecessary rules.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Hiram H. Bernstein, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 305-9285

Fax: 703 308-6916

RIN: 0651-AA80**877. • CHANGES IN PATENT APPLICATION EXAMINATION PROCEDURES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1.17; 37 CFR 1.113; 37 CFR 1.116; 37 CFR 1.198**Legal Deadline:** None**Abstract:** The proposed rule change would permit further examination of a patent application after final action for a fee.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231

Phone: 703 305-8850

Fax: 703 305-8825

RIN: 0651-AA81

DOC—PTO

Proposed Rule Stage

878. • REVISION OF PATENT AND TRADEMARK FEES**Priority:** Substantive, Nonsignificant**Legal Authority:** 35 USC 41; 35 USC 1115; 35 USC 6; 35 USC 376; 35 USC 1051; 15 USC 1113; 15 USC 1123; PL 101-508; PL 102-204; PL 103-66**CFR Citation:** 37 CFR 1.16; 37 CFR 1.17; 37 CFR 1.18; 37 CFR 1.19; 37 CFR 1.20; 37 CFR 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6**Legal Deadline:** None**Abstract:** PTO proposes to amend its rules of practice to revise patent statutory fees and most trademark fees to reflect fluctuations in the Consumer Price Index (CPI) and other nonstatutory patent fees to recover the average costs of providing the goods or services consistent with the Patent and Trademark Authorization Act of 1991 (Public Law 102-204).**Timetable:**

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	05/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Robert Kopson, Assistant Director, Office of Planning and Evaluation, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Washington, DC 20231
Phone: 703 305-8510
Fax: 703 305-8525**RIN:** 0651-AA82

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

Patent and Trademark Office (PTO)

879. CROSS APPEALS IN PTO DISCIPLINARY PROCEEDINGS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 500; 15 USC 1123; 35 USC 6; 35 USC 31; 35 USC 32; 35 USC 41**CFR Citation:** 37 CFR 10.155**Legal Deadline:** None**Abstract:** The Patent and Trademark Office (PTO) proposes to allow cross appeals in PTO practitioner disciplinary proceedings and thereby eliminate the need to file contingent notices of appeals.**Timetable:**

Action	Date	FR Cite
NPRM	07/21/93	58 FR 38994
NPRM Comment Period End	08/20/93	
Second NPRM	01/23/95	60 FR 4395
NPRM Comment Period End	02/22/95	
Final Action	12/00/95	
Final Action Effective	02/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Karen L. Bovard, Director, Office of Enrollment and Discipline, Department of Commerce, Patent and Trademark Office, Box OED, Washington, DC 20231

Phone: 703 308-5316

RIN: 0651-AA65**880. CHANGES TO IMPLEMENT 18-MONTH PUBLICATION OF PATENT APPLICATIONS****Priority:** Other Significant**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1**Legal Deadline:** None**Abstract:** Congress is considering legislation that would mandate early publication of pending patent applications, except those under secrecy order. Early publication will require printing some information about pending patent applications 18 months after the effective filing date of each patent application. This rulemaking implements that legislation.**Timetable:**

Action	Date	FR Cite
Notice of Public Hearing and Request for Public Comments	12/12/94	59 FR 63966
NPRM	08/15/95	60 FR 42352
NPRM Comment Period End	09/19/95	60 FR 42352
Final Action	12/00/95	
Final Action Effective	02/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** This rulemaking incorporates RIN 0651-AA62: Procedures for Amending Patent Applications.**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Washington, DC 20231
Phone: 703 305-8850**RIN:** 0651-AA75**881. RULES OF PRACTICE IN PATENT CASES; REEXAMINATION PROCEEDINGS****Priority:** Substantive, Nonsignificant**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1.901 to 1.907; 37 CFR 1.909; 37 CFR 1.911; 37 CFR 1.913; 37 CFR 1.915; 37 CFR 1.917; 37 CFR 1.919; 37 CFR 1.921; 37 CFR 1.923**Legal Deadline:** None**Abstract:** Proposed rules establish procedures for the Commissioner to reexamine U.S. patents. The rules afford third parties opportunity for greater participation.**Timetable:**

Action	Date	FR Cite
NPRM	08/11/95	60 FR 41035
NPRM Comment Period End	09/22/95	60 FR 41035
Final Action	12/00/95	
Final Action Effective	02/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Gerald A. Dost, Special Program Examiner, Department of Commerce, Patent and Trademark Office, Commissioner of Patents & Trademarks, Office of Petitions, Crystal Park 1, Rm. 520

DOC—PTO

Final Rule Stage

Phone: 703 305-9282

RIN: 0651-AA79

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)

Long-Term Actions

882. TRADEMARK PROCEDURES

Priority: Substantive, Nonsignificant**CFR Citation:** 37 CFR 2.24; 37 CFR 2.85(e); 37 CFR 2.102(e); 37 CFR 2.119; 37 CFR 2.146(d); 37 CFR 2.162(e); 37 CFR 2.183; 37 CFR 2.33; 37 CFR 2.111(b); 37 CFR 2.80; 37 CFR 2.187; 37 CFR 2.189**Timetable:** Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Lynne Beresford

Phone: 703 308-8900

RIN: 0651-AA46

883. PATENT APPLICATION
ELECTRONIC SUBMISSION RULES**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 37 CFR 1; 37 CFR 2**Timetable:**

Action	Date	FR Cite
ANPRM	11/30/92	57 FR 56537
ANPRM Comment	03/01/93	
Period End		
Next Action	Undetermined	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Robert Stoll
Phone: 703 305-8600

RIN: 0651-AA50

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)

Completed Actions

884. PATENT TERM EXTENSION
APPLICATION REQUIREMENTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1.740; 37 CFR 1.785**Completed:**

Reason	Date	FR Cite
Final Action	05/12/95	60 FR 25615

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Stephen G. Kunin
Phone: 703 305-8850

RIN: 0651-AA52

886. PATENT APPEALS AND
INTERFERENCE RULES**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR I**Completed:**

Reason	Date	FR Cite
Final Action	03/17/95	60 FR 14488

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Fred E. McKelvey
Phone: 703 603-3336

RIN: 0651-AA71

888. CHANGES IN REQUIREMENTS
FOR ADDRESSING TRADEMARK
APPLICATIONS AND TRADEMARK-
RELATED PAPERS**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1.1; 37 CFR 1.8(a)(1); 37 CFR 1.10(b)**Completed:**

Reason	Date	FR Cite
Withdrawn	08/24/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Lynne Beresford
Phone: 703 305-9464

RIN: 0651-AA73

885. ESTABLISHING PRIOR
INVENTION TO OVERCOME CITED
PATENT**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1.131**Completed:**

Reason	Date	FR Cite
Final Action	05/01/95	60 FR 21043

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Stephen G. Kunin
Phone: 703 305-8850

RIN: 0651-AA67

887. REVISION OF PATENT
COOPERATION TREATY PROVISIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1.412; 37 CFR 1.421; 37 CFR 1.445; 37 CFR 10.9**Completed:**

Reason	Date	FR Cite
Final Action	05/02/95	60 FR 21438

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Charles Pearson
Phone: 703 308-6515

TDD: 703 305-3230

RIN: 0651-AA72

889. REVISION OF PATENT AND
TRADEMARK FEES**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1.16; 37 CFR 1.17; 37 CFR 1.18; 37 CFR 1.19; 37 CFR 1.20; 37 CFR 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6**Completed:**

Reason	Date	FR Cite
Final Action	08/11/95	60 FR 41018

Small Entities Affected: None**Government Levels Affected:** None

DOC—PTO

Completed Actions

Agency Contact: Robert Kopson
Phone: 703 305-8510

RIN: 0651-AA74

890. CHANGES TO IMPLEMENT 20-YEAR PATENT TERM AND PROVISIONAL APPLICATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 37 CFR 1; 37 CFR 3

Completed:

Reason	Date	FR Cite
Final Action	04/25/95	60 FR 20195

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Stephen G. Kunin
Phone: 703 305-8850

RIN: 0651-AA76

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

Technology Administration (TA)

891. RIGHTS TO INVENTIONS MADE BY NONPROFIT ORGANIZATIONS AND SMALL BUSINESS FIRMS UNDER GOVERNMENT GRANTS, CONTRACTS, AND COOPERATIVE AGREEMENTS

Priority: Other Significant

Legal Authority: 35 USC 206

CFR Citation: 37 CFR 401

Legal Deadline: None

Abstract: The change to the rule permitting electronic reporting of inventions was published in the Federal Register on August 14, 1995 (60 FR 41811).

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/14/95	60 FR 41811
Comment Period End	09/13/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Jon Paugh, Acting Director, Technology Competitiveness, Department of Commerce, Technology Administration, Washington, DC 20230
Phone: 202 482-2100

RIN: 0692-AA14

892. • ACQUISITION AND PROTECTION OF FOREIGN RIGHTS IN INVENTIONS

Priority: Substantive, Nonsignificant

Legal Authority: EO 10096; 15 USC 3710d

CFR Citation: 37 CFR 101; 37 CFR 501

Legal Deadline: None

Abstract: 37 CFR part 101 will be abolished and 37 CFR part 501 expanded to cover Federal employee foreign rights in inventions.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: John H. Raubitschek, Patent Counsel, Department of Commerce, Technology Administration, RH4613, Washington, DC 20230
Phone: 202 482-8010
Fax: 202 482-0523

RIN: 0692-AA15

893. • LICENSING OF FOREIGN PATENTS ACQUIRED BY THE GOVERNMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: EO 9865; 35 USC 207; 35 USC 208; 35 USC 209

CFR Citation: 37 CFR 102; 37 CFR 404

Legal Deadline: None

Abstract: 37 CFR part 102 will be abolished because it conflicts with 37 CFR part 404.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: John H. Raubitschek, Patent Counsel, Department of Commerce, Technology Administration, RH 4613
Phone: 202 482-8010
Fax: 202 482-0528

RIN: 0692-AA16

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

Technology Administration (TA)

894. PROMOTION OF PRIVATE SECTOR INDUSTRIAL TECHNOLOGY PARTNERSHIPS

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 1160 subpart A

Timetable:

Action	Date	FR Cite
ANPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Mark Bohannon

Phone: 202 482-1984

RIN: 0692-AA13

[FR Doc. 95-23610 Filed 11-24-95; 8:45 am]

BILLING CODE 3510-BW-F